

CITY OF SANTA BARBARA CITY COUNCIL

Helene Schneider
Mayor
Frank Hotchkiss
Mayor Pro Tempore
Grant House
Ordinance Committee Chair
Dale Francisco
Finance Committee Chair
Cathy Murillo
Randy Rowse
Bendy White



James L. Armstrong
City Administrator

Stephen P. Wiley
City Attorney

City Hall
735 Anacapa Street
<http://www.SantaBarbaraCA.gov>

APRIL 10, 2012 AGENDA

ORDER OF BUSINESS: Regular meetings of the Finance Committee and the Ordinance Committee begin at 12:30 p.m. The regular City Council meeting begins at 2:00 p.m. in the Council Chamber at City Hall.

REPORTS: Copies of the reports relating to agenda items are available for review in the City Clerk's Office, at the Central Library, and <http://www.SantaBarbaraCA.gov>. In accordance with state law requirements, this agenda generally contains only a brief general description of each item of business to be transacted or discussed at the meeting. Should you wish more detailed information regarding any particular agenda item, you are encouraged to obtain a copy of the Council Agenda Report (a "CAR") for that item from either the Clerk's Office, the Reference Desk at the City's Main Library, or online at the City's website (<http://www.SantaBarbaraCA.gov>). Materials related to an item on this agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office located at City Hall, 735 Anacapa Street, Santa Barbara, CA 93101, during normal business hours.

PUBLIC COMMENT: At the beginning of the 2:00 p.m. session of each regular City Council meeting, and at the beginning of each special City Council meeting, any member of the public may address the City Council concerning any item not on the Council's agenda. Any person wishing to make such address should first complete and deliver a "Request to Speak" form prior to the time that public comment is taken up by the City Council. Should City Council business continue into the evening session of a regular City Council meeting at 6:00 p.m., the City Council will allow any member of the public who did not address them during the 2:00 p.m. session to do so. The total amount of time for public comments will be 15 minutes, and no individual speaker may speak for more than 1 minute. The City Council, upon majority vote, may decline to hear a speaker on the grounds that the subject matter is beyond their jurisdiction.

REQUEST TO SPEAK: A member of the public may address the Finance or Ordinance Committee or City Council regarding any scheduled agenda item. Any person wishing to make such address should first complete and deliver a "Request to Speak" form prior to the time that the item is taken up by the Finance or Ordinance Committee or City Council.

CONSENT CALENDAR: The Consent Calendar is comprised of items that will not usually require discussion by the City Council. A Consent Calendar item is open for discussion by the City Council upon request of a Councilmember, City staff, or member of the public. Items on the Consent Calendar may be approved by a single motion. Should you wish to comment on an item listed on the Consent Agenda, after turning in your "Request to Speak" form, you should come forward to speak at the time the Council considers the Consent Calendar.

AMERICANS WITH DISABILITIES ACT: In compliance with the Americans with Disabilities Act, if you need special assistance to gain access to, comment at, or participate in this meeting, please contact the City Administrator's Office at 564-5305 or inquire at the City Clerk's Office on the day of the meeting. If possible, notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangements in most cases.

TELEVISION COVERAGE: Each regular City Council meeting is broadcast live in English and Spanish on City TV Channel 18 and rebroadcast in English on Wednesdays and Thursdays at 7:00 p.m. and Saturdays at 9:00 a.m., and in Spanish on Sundays at 4:00 p.m. Each televised Council meeting is closed captioned for the hearing impaired. Check the City TV program guide at www.citytv18.com for rebroadcasts of Finance and Ordinance Committee meetings, and for any changes to the replay schedule.

ORDER OF BUSINESS

- 12:00 Noon - Special Ordinance Committee Meeting, Council Chamber
- 12:30 p.m. - Finance Committee Meeting, David Gebhard Public Meeting Room,
630 Garden Street
- 2:00 p.m. - City Council Meeting

SPECIAL ORDINANCE COMMITTEE MEETING - 12:00 NOON IN THE COUNCIL CHAMBER (120.03)

Subject: Proposed Single-Use Bag Ordinance

Recommendation: That the Ordinance Committee review a draft Single-Use Bag Ordinance and provide direction to staff.

FINANCE COMMITTEE MEETING - 12:30 P.M. IN THE DAVID GEBHARD PUBLIC MEETING ROOM, 630 GARDEN STREET (120.03)

Subject: City Reserve Policies

Recommendation: That the Finance Committee hear a report from staff on possible changes to existing policies governing reserve amounts as contained in City Council adopted Resolution No. 95-157.

(Continued from March 27, 2012)

REGULAR CITY COUNCIL MEETING – 2:00 P.M.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CEREMONIAL ITEMS

- 1. Subject: Proclamation Declaring April 2012 As National Poetry Month (120.04)**

- 2. Subject: Employee Recognition - Service Award Pins (410.01)**

Recommendation: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through April 30, 2012.

- 3. Subject: Resolution To The City Of Santa Barbara From The Central Coast Regional Water Quality Control Board (120.08)**

Recommendation: That Council receive a resolution from Central Coast Regional Water Quality Control Board Chair Jeff Young and Executive Officer Roger Briggs commending the City on the MacKenzie Park Parking Lot Storm Water Infiltration Project.

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

CITY COUNCIL

- 4. Subject: Minutes**

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of February 28, 2012, and the special meeting of March 7, 2012.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

5. Subject: Records Destruction For The City Administrator's Office (160.06)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the City Administrator's Office.

6. Subject: Acceptance Of A Public Utility Easement At 515 Conejo Road (330.03)

Recommendation: That Council:

- A. Approve and authorize the Public Works Director to execute an Easement Purchase Agreement with Ronald J. Faoro and Elizabeth Faoro, co-trustees of Faoro Living Trust, November 20, 2009, for the purchase of a nonexclusive public utility easement on a portion of the real property commonly known as 515 Conejo Road (Assessor's Parcel No. 019-062-009), in the amount of \$17,120; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting a Nonexclusive Public Utility Easement Located on a Portion of the Real Property Commonly Known as 515 Conejo Road, Santa Barbara County Assessor's Parcel No. 019-062-009.

7. Subject: Acceptance Of Grant Funding For Construction Of Mission Creek Fish Passage Project - Phase 2 (540.14)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Parks and Recreation Director, or Designee, to Accept Grant Funds from, and Execute a Grant Agreement for \$1,735,500 with, the California Department of Fish and Game Fisheries Restoration Grant Program for the Mission Creek Fish Passage Project - Construction Phase 2; and
- B. Increase the appropriation and estimated revenue by \$1,735,500 in the Creeks Capital Fund for the Mission Creek Fish Passage Project at the CalTrans Channel.

8. Subject: Authorization For The Allocation Of Transportation Development Act Funds (670.05)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Filing of a Claim with the Santa Barbara County Association of Governments for Allocation of \$61,113 in Transportation Development Act Funds for Fiscal Year 2013.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

9. Subject: Adoption Of Ordinance For Police Department Annex Office Lease Extension (520.04)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the Chief of Police to Execute an Amendment to the Police Annex Office Lease with LL&A-2, the Owner and Landlord of 222 East Anapamu Street, to Extend the Term of Lease Agreement No. 20,106 for an Initial Term of Five Years, with One Five-Year Option, Effective May 10, 2012.

10. Subject: Fiscal Year 2012 Interim Financial Statements For The Eight Months Ended February 29, 2012 (250.02)

Recommendation: That Council accept the Fiscal Year 2012 Interim Financial Statements for the Eight Months Ended February 29, 2012.

11. Subject: Contract For Final Design Of The Chapala Street Bridge Replacement Project (530.04)

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with Drake Haglan & Associates, in a form acceptable to the City Attorney, in the amount of \$385,801.53 for design services for the Chapala Street Bridge Replacement Project, and authorize the Public Works Director to approve expenditures of up to \$38,580 for extra services of Drake Haglan & Associates that may result from necessary changes in the scope of work.

12. Subject: Execution Of Agreement For The Operation Of The Granada Garage Bicycle Station (550.05)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a License Agreement with Bikestation Coalition for the continued operation of the bicycle station located in the Granada Garage, in the amount of \$8,333, until June 30, 2012; and
- B. Authorize the Public Works Director to execute annual License Agreements with Bikestation Coalition, in a form acceptable to the City Attorney, for Fiscal Years 2013 through 2018, in an amount up to \$25,000 per year.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

13. Subject: Execution Of Agreement With New Beginnings Counseling Center For The Recreational Vehicle Safe Parking Program (660.04)

Recommendation: That Council:

- A. Authorize the City Administrator to execute an Agreement with the New Beginnings Counseling Center to administer the Recreational Vehicle Safe Parking Program in City-operated parking lots for Fiscal Year 2012, maintaining the current annual funding of \$43,500 from the General Fund; and
- B. Authorize the City Administrator to execute a five-year Agreement, in a form acceptable to the City Attorney, with New Beginnings Counseling Center to administer the Recreational Vehicle Safe Parking Program, effective July 1, 2012.

14. Subject: Appropriation Of Highway Bridge Program Funding For De La Guerra Street And Gutierrez Street Bridge Replacement Projects (530.04)

Recommendation: That Council:

- A. Accept Federal Highway Administration Highway Bridge Program grant funding in the total amount of \$575,445, for the De La Guerra Street Bridge Replacement Project;
- B. Accept Federal Highway Administration Highway Bridge Program grant funding in the total amount of \$663,975, for the Gutierrez Street Bridge Replacement Project;
- C. Authorize the increase of estimated revenues and appropriations in the Fiscal Year 2012 Streets Capital Fund by \$575,445 for design of the De La Guerra Street Bridge Replacement Project;
- D. Reprogram up to \$74,555 of existing surplus appropriations in the Streets Fund for the Haley/De la Vina Street Bridge Project to the De La Guerra Street Bridge Replacement Project;
- E. Authorize the increase of estimated revenues and appropriations in the Fiscal Year 2012 Streets Capital Fund by \$663,975 for design of the Gutierrez Street Bridge Replacement Project; and
- F. Reprogram up to \$86,025 of existing surplus appropriations in the Streets Fund from the Haley/De la Vina Street Bridge Project to the Gutierrez Street Bridge Replacement Project.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

15. Subject: Declaration Of Property At 306 West Ortega Street As Excess And Subject To Disposal By Public Auction (330.03)

Recommendation: That Council declare the real property located at 306 West Ortega Street in excess to the City's needs, and authorize disposition of said property according to state and local guidelines. All actions will be subject to the review and approval by the City Attorney to dispose of said property by public auction in accordance with Santa Barbara Municipal Code (SBMC) Chapter 4.28 and Section 520 of the Santa Barbara City Charter.

SUCCESSOR AGENCY

16. Subject: Adoption Of The Preliminary Recognized Obligation Payment Schedule And Fiscal Year 2012 Proposed Budget (620.01)

Recommendation: That Council, acting as the Successor Agency to the City of Santa Barbara Redevelopment Agency:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara, Acting as Successor Agency to the City of Santa Barbara Redevelopment Agency, Adopting a Preliminary Recognized Obligation Payment Schedule for the Period of May 1, 2012, to June 30, 2012;
- B. Adopt the Redevelopment Obligation Retirement Fund and City Affordable Housing Fund Proposed Budgets for Fiscal Year 2012; and
- C. Approve the transfer of remaining assets from the Redevelopment Agency to the new Successor Agency funds.

NOTICES

17. The City Clerk has on Thursday, April 5, 2012, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

CONSENT CALENDAR (CONT'D)

NOTICES

18. Recruitment for City Advisory Groups:
 - A. The City Clerk's Office will accept applications through Monday, May 7, 2012, at 5:30 p.m. to fill vacancies on various City Advisory Groups, including three scheduled vacancies on the Living Wage Advisory Committee and Single Family Design Board with term expiration dates of June 30, 2012, two scheduled vacancies on the Housing Authority Commission with term expiration dates of June 30, 2012, and September 14, 2012, and 15 vacancies on the newly created Santa Barbara Youth Council, and unscheduled vacancies resulting from resignations received in the City Clerk's Office through Wednesday, April 18, 2012;
 - B. The City Council will conduct interviews of applicants for vacancies on various City Advisory Groups on Tuesday, May 22, 2012, at 6:00 p.m., Tuesday, June 5, 2012, at 4:00 p.m. (Estimated Time), and Tuesday, June 12, 2012, at 4:00 p.m. (Estimated Time); and
 - C. The City Council will make appointments to fill the vacancies on various City Advisory Groups on Tuesday, June 26, 2012.

This concludes the Consent Calendar.

REPORT FROM THE ORDINANCE COMMITTEE

REPORT FROM THE FINANCE COMMITTEE

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

19. Subject: Average Unit-Size Density (AUD) Incentive Program (660.01)

Recommendation: That Council initiate amendments to Title 28 of the Santa Barbara Municipal Code related to implementation of the Average Unit-Size Density (AUD) Incentive Program.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

PARKS AND RECREATION DEPARTMENT

20. Subject: Contract For Technical Studies And The Initial Design Phase For The Mission Lagoon And Laguna Channel Restoration Project (540.14)

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to execute a Professional Services Agreement with ESA PWA in the amount of \$569,737 for technical studies and the initial design phase for the Mission Lagoon and Laguna Channel Restoration Project; and
- B. Authorize the Parks and Recreation Director to approve expenditures of up to \$56,974 for extra services of ESA PWA that may result from necessary changes in the scope of work.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

21. Subject: Conference With Legal Counsel - Pending Litigation (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is Ruben Barajas and Pamela Barajas as trustees for the Ruben and Pamela Barajas Living Trust, v. City of Santa Barbara, Santa Barbara Superior Court Case No.1383054.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

22. Subject: Conference With Labor Negotiator (440.05)

Recommendation: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Kristy Schmidt, Employee Relations Manager, regarding negotiations with the General bargaining unit, the Supervisory bargaining unit, the Police Officers Association, and the Police Management Association and regarding discussions with confidential employees and unrepresented management about salaries and fringe benefits.

Scheduling: Duration, 45 minutes; anytime

Report: None anticipated

ADJOURNMENT

CITY OF SANTA BARBARA

ORDINANCE COMMITTEE MEETING

SPECIAL MEETING AGENDA

DATE: April 10, 2012
TIME: 12:00 p.m.
PLACE: Council Chambers

Grant House, Chair
Frank Hotchkiss
Randy Rowse

Office of the City
Administrator

Office of the City
Attorney

Lori Pedersen
Administrative Analyst

Stephen P. Wiley
City Attorney

ITEM FOR CONSIDERATION

Subject: Proposed Single-Use Bag Ordinance

Recommendation: That the Ordinance Committee review a draft Single-Use Bag Ordinance and provide direction to staff.



CITY OF SANTA BARBARA

ORDINANCE COMMITTEE AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Ordinance Committee

FROM: Finance Department, Environmental Services Division
City Attorney's Office

SUBJECT: Proposed Single-Use Bag Ordinance

RECOMMENDATION:

That the Ordinance Committee review a draft Single-Use Bag Ordinance and provide direction to staff.

DISCUSSION:

On July 12, 2011, the City Council directed staff to: (1) work with the Ordinance Committee to develop an ordinance making elements of the voluntary Where's Your Bag? Program mandatory; and, (2) to place a ballot initiative to assess a fee on plastic bags, paper bags, or both on the next regularly scheduled election. On March 13, 2012, Council reconsidered its previous July 12, 2011 direction and, instead, requested staff and the Ordinance Committee to develop a possible City ordinance to ban single-use plastic bags and to require stores to charge a fee on single-use paper bags. Pursuant to Council direction, the proposed ordinance would also incorporate the following elements:

- The ordinance would apply to supermarkets, pharmacies, retail stores and convenience stores of a certain size or sales volume as determined appropriate;
- Stores would not be required to use the revenue collected from the fee on paper bags for any specific use other than to promote the use of reusable bags and to educate the public on the environmental concerns inherent in the use of single use bags;
- The ordinance would possibly take effect in phases, with supermarkets and large stores having to comply first followed by smaller stores;
- The ordinance would not apply to restaurants or other businesses which sell prepared food;

- The ordinance would exempt product or produce bags (for meat, vegetables, and bulk food items), newspaper bags, medications bags and dry cleaning bags; and
- The ordinance would exempt clients of the Women, Infants and Children (WIC) Program and other food assistance programs.

Environmental Review

As with many similar single-use bag ordinances adopted recently by various cities and counties in California, the proposed single-use bag ordinance would first be subject to appropriate environmental review under CEQA. In order to possibly avoid any valid CEQA-related challenge to the adoption of a City single-use bag ordinance, the preparation of an EIR is recommended by City staff as the most prudent approach to reviewing the potential environmental impacts from such an ordinance.

At the March 13 meeting, Council also directed staff to work with the Beach Erosion Authority for Clean Oceans (BEACON), a joint powers authority comprising several jurisdictions in Santa Barbara and Ventura Counties, in the preparation of a possible Central Coast model single-use bag ordinance and for possible contract assistance for the California Environmental Quality Act (CEQA) environmental review of the draft ordinance. The goal would be to possibly develop both a model single-use bag ordinance and a master environmental impact report (EIR) which could serve any BEACON member in the review and possible adoption of a local single-use bag ordinance program.

As requested by Council, Staff has initiated contact with BEACON staff to develop a possible memorandum of understanding to contract for the preparation of an EIR reviewing a draft model ordinance. The agreement would propose a cost-sharing of CEQA-related costs among the member BEACON agencies who wish to pursue a cooperative approach.

Draft Single-Use Bag Ordinance

The proposed draft single-use bag ordinance is modeled after one adopted by Los Angeles County for the unincorporated areas of the County in November of 2010. This ordinance is similar to ordinances adopted in recent years by several cities, such as San Jose, Long Beach, Santa Monica and other smaller municipalities in California. It would ban the use of plastic bags and require that a ten cent per bag charge be collected for paper bags by all retail food store, pharmacies, and convenience stores of a certain size and dollar sales volume – depending on the size and volume parameters ultimately placed in the ordinance by the Council. Further, as has been typical for the approach taken by other cities with similar ordinances, it would also phase-in the application of the ordinance. Smaller food and convenience stores would be allowed a greater period of time for ultimate compliance – again, in a manner to be determined appropriate by the Council in finalizing the ordinance.

The draft ordinance does not regulate bags used by restaurants, fast food establishments, or other retailers which sell no food items, such as department and clothing stores. It also does not prevent stores from providing free bags, whether reusable or paper, to those persons receiving assistance under the state "Women, Infants, and Children" ("WIC") Program or similar food assistance programs. Finally, as drafted, the ordinance requires the stores which collect the paper bag fee to use the net revenues from these fees to promote the use of reusable bags and to educate the public on the possible negative environmental impacts which result from the use of single-use bags.

ATTACHMENT: Staff "Ordinance Committee Draft Ordinance" Dated April 10, 2012.

PREPARED BY: Matt Fore, Environmental Services Manager

SUBMITTED BY: Robert Samario, Finance Director

APPROVED BY: City Administrator's Office

DRAFT

Ordinance No.

**AN ORDINANCE OF THE COUNCIL OF THE
CITY OF SANTA BARBARA AMENDING THE
MUNICIPAL CODE BY ADDING CHAPTER 9.150
PERTANING TO SINGLE-USE CARRY OUT BAGS
AT CERTAIN RETAIL ESTABLISHMENTS IN
THE CITY.**

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS
FOLLOWS:

SECTION ONE: Title 9 of the Santa Barbara Municipal Code is amended by adding a new chapter, Chapter 9.150 (Single Use Carry Out Bags"), which reads as follows:

Section 9.150.010 Definitions.

The following definitions apply to this Chapter:

- A. Customer.** Any person purchasing goods from a store.
- B. Operator.** The person in control of, or having the responsibility for, the operation of a store, which may include, but is not limited to, the owner of the store.
- C. Person.** Any natural person, firm, corporation, partnership, or other organization or group however organized.
- D. Plastic carryout bag.** Any bag made predominantly of plastic derived from either petroleum or a biologically-based source, such as corn or other plant sources, which is provided to a customer at the point of sale. "Plastic carryout bag" includes compostable and biodegradable bags but does not include reusable bags, produce bags, or product bags.
- E. Postconsumer recycled material.** A material that would otherwise be destined for solid waste disposal, having completed its intended end use and product life cycle. "Postconsumer recycled material" does not include materials and by-products

generated from, and commonly reused within, an original manufacturing and fabrication process.

F. Produce bag or product bag. Any bag without handles used exclusively to carry produce, meats, or other food items from a display case within a store to the point of sale inside a store or to prevent such food items from coming into direct contact with other purchased items.

G. Recyclable. Material that can be sorted, cleansed, and reconstituted using available recycling collection programs for the purpose of using the altered form in the manufacture of a new product. "Recycling" does not include burning, incinerating, converting, or otherwise thermally destroying solid waste.

H. Recyclable paper carryout bag. A paper bag that meets all of the following requirements: (1) contains no old growth fiber, (2) is one hundred percent (100%) recyclable overall and contains a minimum of forty percent (40%) post-consumer recycled material; (3) is capable of composting, consistent with the timeline and specifications of the American Society of Testing and Materials (ASTM) Standard D6400; (4) is accepted for recycling in curbside programs in the City; (5) has printed on the bag the name of the manufacturer, the location (country) where the bag was manufactured, and the percentage of postconsumer recycled material used; and (6) displays the word "Recyclable" in a highly visible manner on the outside of the bag.

I. Reusable bag. A bag with handles that is specifically designed and manufactured for multiple reuse and meets all of the following requirements: 1. has a minimum lifetime of 125 uses, which for purposes of this subsection, means the capability of carrying a minimum of 22 pounds 125 times over a distance of at least 175 feet; 2. has a minimum volume of 15 liters; 3. is machine washable or is made from a material that can be cleaned or disinfected; 4. does not contain lead, cadmium, or any other heavy metal in toxic amounts; 5. has printed on the bag, or on a tag that is permanently affixed to the bag, the name of the manufacturer, the location (country) where the bag was manufactured, a statement that the bag does not contain lead, cadmium, or any other heavy metal in toxic amounts, and the percentage of postconsumer recycled material used, if any; and 6. if made of plastic, is a minimum of at least 2.25 mils thick.

J. Store. Any of the following retail establishments located and operating within the City:

1. A full-line, self-service retail store with gross annual sales of _____ million dollars (\$_,000,000), or more, that sells a line of dry grocery, canned goods, or nonfood items and some perishable items;
2. A store of at least 10,000 square feet of retail space that generates sales or use tax pursuant to the Bradley-Burns Uniform Local Sales and Use Tax Law (Part 1.5 (commencing with Section 7200) of Division 2 of the Revenue and Taxation Code) and that has a pharmacy licensed pursuant to Chapter 9 (commencing with Section 4000) of Division 2 of the Business and Professions Code; or
3. A drug store, pharmacy, supermarket, grocery store, convenience food store, food mart, or other retail entity engaged in the retail sale of a limited line of goods that includes milk, bread, soda, and snack foods, including those stores with a Type 20 or 21 license issued by the Department of Alcoholic Beverage Control.

Section 9.150.020 Plastic carryout bags prohibited.

A. No store shall provide to any customer with a plastic carryout bag.

B. The prohibition on providing plastic carryout bags applies only to bags provided by a store for the purpose of carrying away goods from the point of sale within the store and does not apply to produce bags or product bags supplied by a store.

Section 9.150.030 Permitted bags.

All stores shall provide or make available to a customer only recyclable paper carryout bags or reusable bags for the purpose of carrying away goods or other materials from the point of sale, subject to the terms of this Chapter. Nothing in this Chapter prohibits customers from using bags of any type which the customer may bring to the store themselves or from carrying away goods that are not placed in a bag, in lieu of using bags provided by the store.

Section 9.150.040 Regulation of recyclable paper carryout bags.

A. Any store that provides a recyclable paper carryout bag to a customer must charge the customer ten cents (\$0.10) for each bag provided, except as otherwise allowed by this Chapter.

B. No store shall rebate or otherwise reimburse a customer any portion of the ten cent (\$0.10) charge required in Subsection A, except as otherwise allowed by this Chapter.

C. All stores must indicate on the customer receipt the number of recyclable paper carryout bags provided and the total amount charged the customer for such bags.

D. All charges collected by a store under this Chapter may be retained by the store and used only for one or more of the following purposes: 1. the costs associated with complying with the requirements of this Chapter; 2. the actual costs of providing recyclable paper carryout bags; 3. the costs of providing low or no cost reusable bags to customers of the store; or 4. the costs associated with a store's educational materials or education campaign encouraging the use of reusable bags, if any.

E. All stores shall report to the City Finance Director, on a (*annual, quarterly, monthly*) basis, the total number of recyclable paper carryout bags provided, the total amount of monies collected for providing recyclable paper carryout bags, and a summary of any efforts a store has undertaken to promote the use of reusable bags by customers in the prior quarter. Such reporting must be done on a form prescribed by the Finance Director, and must be signed by a responsible agent or officer of the store confirming that the information provided on the form is accurate and complete. Such reports shall be filed no later than ninety (90) days after the end of each year.

Section 9.150.050 Use of reusable bags.

A. All stores must provide reusable bags to customers, either for sale or at no charge.

B. Stores are strongly encouraged to educate their staff to promote the use of reusable bags and to post signs and other informational materials encouraging customers to use reusable bags.

Section 9.150.060 Exempt customers.

All stores must provide at the point of sale, free of charge, either reusable bags or recyclable paper carryout bags or both, at the store's option, to any customer participating either in the California Special Supplemental Food Program for Women, Infants, and Children pursuant to Article 2 (commencing with Section 123275) of Chapter 1 of Part 2 of Division 106 of the Health and Safety Code or in the Supplemental Food Program pursuant to Chapter 10 (commencing with Section 15500) of Part 3 of Division 9 of the state Welfare and Institutions Code.

Section 9.150.070 Enforcement and violation--penalty.

The City Finance Director (or his designee) shall have the primary responsibility for enforcement of this Chapter. The Director is authorized to promulgate Departmental regulations to assist stores in understanding and in complying with this Chapter and to take any and all other actions reasonable and necessary to enforce and interpret this Chapter.

Section 9.150.080 Operative date.

This Chapter shall become operative on _____, for stores defined in Subsections J(1) and J(2) of Section 9.150.010. For stores defined in Subsection J(3) of Section 9.150.010, this Chapter shall become operative on _____ .

CITY OF SANTA BARBARA

FINANCE COMMITTEE

MEETING AGENDA

DATE: April 10, 2012

Dale Francisco, Chair

TIME: 12:30 P.M.

Bendy White

PLACE: David Gebhard Public Meeting Room
630 Garden Street

Cathy Murillo

James L. Armstrong
City Administrator

Robert Samario
Finance Director

ITEM TO BE CONSIDERED:

Subject: City Reserve Policies

Recommendation: That the Finance Committee hear a report from staff on possible changes to existing policies governing reserve amounts as contained in City Council adopted Resolution No. 95-157.

(Continued from March 27, 2012)



CITY OF SANTA BARBARA

FINANCE COMMITTEE AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Finance Committee

FROM: Administration Division, Finance Department

SUBJECT: City Reserve Policies

RECOMMENDATION:

That the Finance Committee hear a report from staff on possible changes to existing policies governing reserve amounts as contained in City Council adopted Resolution No. 95-157.

DISCUSSION:

Background

In connection with its review of the Fiscal Year 2012 Recommended Budget, the Finance Committee received a report on May 17, 2011 from staff regarding the current policies guiding the establishment of reserves in all City operating funds. These policies were adopted in Fiscal Year 1995 through Resolution No. 95-157 (see attachment).

At the meeting of May 17th, the Finance Committee expressed interest in reevaluating and potentially modifying the current policies to address certain specific limitations and shortcomings identified by Committee members, as well as any other concerns of the Council as a whole. The Committee unanimously voted that this matter be heard by the City Council and that Council provide general direction to staff and the Finance Committee for improving the existing policies. The recommendation contemplated that, based on Council's direction, the Committee would meet as necessary to develop recommendations that would then be forwarded back to City Council for consideration.

On July 19, 2011, staff presented the Finance Committee's recommendation to the City Council and, after providing some ideas and suggestions, the Council referred a more detailed discussion back to the Committee.

At this meeting of the Finance Committee, staff will provide the Committee with a recap of Resolution 95-157, which establishes reserve policies, and with recommended changes to existing reserve policies based on the general direction received by Council.

Overview of Existing Policies (Resolution No. 95-157)

Resolution No. 95-157, adopted on October 17, 1995, establishes policies for the City's General Fund and Enterprise Funds. In essence, it requires the establishment of four reserve "buckets" as follows:

1. Reserve for Capital – This reserve is established to cover unexpected capital needs and/or capital cost overruns. In the General Fund, the reserve should equal a fixed amount of \$1 million. In Enterprise Funds, it should either be 5% of net fixed assets or the average of capital funded from operating revenues in the previous three years.
2. Reserve for Emergencies – As the name implies, this reserve provides to respond to emergencies, such as natural disasters, during which the City would face increased costs immediately to respond to the emergency and also potentially see a decline in revenues. The reserve requirement is equal to 15% of the adopted operating budget.
3. Reserve for Future Years' Budgets – This reserve is intended to provide funds for meeting ongoing costs and minimizing any disruption of services during periods of declines in operating revenues typically associated with economic downturns. The reserve requirement is equal to 10% of the adopted operating budget.
4. Appropriated Reserve – This in an e reserve establishes an appropriated (i.e., budgeted) item that serves as a cushion for unexpected costs. The policy requires that this be established for the General Fund and each of the Enterprise Funds in an amount equal to ½ of 1 percent of the operating budget.

The rationale behind the 15% and 10% requirements for items 2 and 3 above was that this represented, on a combined basis, 25% of operating expenditures. As such, the funds would enable to City to potentially operate for a 3-month period (3 out of 12 months in a year equals 25%) before running out of cash. Because these two reserves are established as a percentage of the operating budget, each year that the budget grows, the reserve requirements grow proportionately.

The resolution also indicates that any use of policy reserves be accompanied, when feasible, with a plan for replenishment within a reasonable period of time.

Lastly, the policy requires that the use of reserves must be approved by a simple majority of Council. This policy has always been adhered to, whether it was done as an amendment to the budget during the year or in connection with the adoption of the annual budget.

History of Reserve Balances and Their Use

From the time Resolution No. 95-157 was adopted through fiscal year 2004, General Fund reserves were fully funded. In fact, throughout that time, reserves exceeded the required amount by as much as \$10 million. During this time period, excess reserves created from budgetary surpluses were used to fund General Fund capital projects, including replacement and improvements to City facilities such as public restrooms, recreation facilities, playground equipment and public buildings.

Due a combination of factors, both intended and unintended, General Fund reserves fell below policy beginning in Fiscal Year 2005. One of the factors leading to the consumption of reserves relates to the natural growth in reserve requirements as the operating budget grows. For example, if the operating budget grows \$2 million in a year, the reserve requirements grow by \$500,000 (25%), which means the General Fund would need to generate a surplus of \$500,000 in this example just to stay fully funded in its policy reserves.

As of June 30, 2011, the General Fund reserves totaled almost \$19 million, short of the policy requirements by \$5.2 million. Still, the General Fund today is in very good financial condition and its reserves are much higher in dollar terms and as a percentage compared to many other agencies. This is due in large part to the quick and decisive action taken by Council to significantly cut General Fund costs over the last few years to avoid the use of reserves.

What is an Appropriate Level of Reserves?

There have been many surveys performed by statewide finance professional organizations and by national bond rating agencies to determine reserve levels among local agencies, with the focus usually on General Funds. Unfortunately, the results of the surveys, which are only as good as the level of participation among local agencies, do not provide much information that could be used to ascertain a definitive answer to the question of appropriate reserves policies and levels. The only conclusion one could draw is that no one size fits all.

Some of the factors that should be considered in determining appropriate reserve levels for a particular agency are discussed below.

Nature and Volatility of Revenues

In a city such as Santa Barbara, where the General Fund's key revenues are tied to consumer spending and particularly tourism and, therefore, are susceptible to economic impacts, reserves should provide for these swings in revenues. However, in a bedroom community that relies primarily on property taxes and fees, which historically are much more stable, reserves to address economic impacts may not need to be as high.

Susceptibility to Natural Disasters

In Santa Barbara, we are vulnerable to floods, earthquakes, fires and tsunamis. As such, we are more likely at some point to need reserves to not only fund extraordinary costs to address threats to life and property, but also to cover the potential loss of revenues. For example, if the City sustained a major earthquake, businesses may shut down and tourists may stop visiting the City for some extended period of time.

While virtually all cities are subject to some type of natural disaster, some are more susceptible than others. In any case, this should certainly play a factor in developing reserve policies.

Reserves in other Funds

An important consideration in developing reserve policies is the degree of availability of reserves in other funds to respond to either emergencies or economic downturns. Some agencies, including the City of Santa Barbara, accumulate funds in internal service funds and capital funds for capital replacement. These funds, although not part of the General Fund, are still funds that can be used at the discretion of Council for General Fund purposes, so long as they were funded originally from General Fund sources.

In the early 2000s, the City began charging departments for vehicles in a manner designed to fully capture the future cost of replacements. Previously, these vehicles, including large fire apparatus such as ladder trucks and pumper trucks, were replaced on a “pay-as-you-go” basis. The result of this internal change in funding policy led to the accumulation of reserves applicable to General Fund departments totaling \$2.5 million as of June 30, 2011.

Although restricted to their respective funds, the City’s reserves policies also apply to Enterprise Funds, which means that each fund has its own reserves for disasters, future years’ budgets and capital. Moreover, the capital reserve requirements in Enterprise Funds are considerably higher than for the General Fund because their operations are more capital intensive. If a natural disaster were to hit the City of Santa Barbara, the reserves in the Enterprise Funds would be available to fund emergency response activities and repairs to the extent these costs relate to water, wastewater, airport, golf, waterfront and downtown parking facilities.

Council Suggestions for Discussion

At the July 19, 2011 City Council meeting, Council members provided some ideas and suggestions as to what they would like to see included a new or revised reserve policies. They are summarized into the following themes.

- The policies should include guidelines or “findings” for when policy reserves can be used.

- The use of policy reserves should be accompanied by a plan for restoring reserves.
- The policy should require regular reports to Council on the status of reserves.
- Reserves should continue to be used for responding to the impacts of economic recessions; however, such use should be better defined.
- Consider the recommendations of the Infrastructure Financing Task Force in the reserve policy discussion.
- Consider reserves in other funds.
- Eliminate the \$1 million capital reserves.

Staff Recommendations

1. Retain Current 25% Reserve Requirement – Staff believes there is no compelling reason to change the methodology or percentages for calculating reserve requirements. The City is clearly vulnerable to natural disasters, as evidenced by the major fires that have occurred nearby in just the last few years. While it's hard to imagine, we also have considerable exposure to tsunamis, which could cause considerable damage to the City similar to the damage sustained in coastal cities in Japan recently.

As discussed previously, General Fund revenues will always be affected by economic swings. The likelihood of facing another recession like the one we just experienced is low, but the economy clearly runs in cycles, and we will inevitably experience other economic downturns.

2. Eliminate General Fund Capital Reserve – The \$1 million capital reserve in the General Fund has never been used. In the past, any cost overruns or unplanned capital expenditures were funded from either current revenues or the reserve for Future Years' Budgets.

The effect of this recommended change would be to lower the overall reserve requirement by \$1 million in the General Fund. The existing balance in the Capital Reserve would go to the Future Years' Budget, thereby reducing the current overall shortfall in that reserve account.

3. Allocate Future Budgetary Surpluses 50% to Capital and 50% to Restore Reserves – There are two immediate funding priorities: one is to accumulate funds for future General Fund capital improvements and replacements, and the other is to restore reserves to a fully-funded status. Staff recommends that, in any year where there is budgetary surplus, the surplus be allocated as follows:
 - Provide for whatever additional reserves may be needed based on the growth of the operating budget.
 - Of the remaining surplus, if any, transfer 50% to a capital sinking fund, with the remaining 50% left in the General Fund to help rebuild reserves.

- Once the reserves have been fully funded pursuant to City policy, transfer 100% of any remaining surplus to the capital sinking fund.

Note that this recommendation does not mean that the annual capital program would be replaced with this recommendation. Each year, the General Fund would continue to fund the annual capital program from current revenues. In the last several years, the capital program has been less than \$1 million. The purpose of building reserves is to accumulate funds for larger capital projects, including the types that had been historically funded by the Redevelopment Agency.

4. For Any Recommended Use of Policy Reserves, Require the Following:

- A status of reserve balances
- Approval by a “super” majority (at least 5 votes) of Council
- A plan for the replenishment of reserves

5. Establish a 10% Operating Reserve Requirement for Internal Service Funds –

The current reserve policies do not include Internal Service Funds (ISF's). As a reminder, ISF's are designed to provide services to other departments, such as vehicle maintenance and replacement, building maintenance, information systems, etc.

We recommend that a 10% operating reserve requirement be established for internal service funds. The only fund where such a requirement would not be needed or warranted is in the Vehicle Replacement Fund. Since this fund's sole purpose is to accumulate funds for the replacement of all rolling stock and does not have an operating component to it, an operating reserve is not needed.

Long-Term Capital Funding

Although not included in the main discussion of reserve requirements, developing a long-term plan and specific policies for funding major capital projects is an important discussion that needs to take place in the near future.

As previously noted, several years ago the City implemented a new funding approach for the replacement of vehicles and other rolling stock. This has resulted in the accumulation of reserves in the Vehicle Replacement Fund with a current balance of approximately \$6 million, including funds for Enterprise Funds. Since the fund still is underfunded with respect to longer-lived vehicles, such as fire trucks, the reserve balances will ultimately grow in the future. However, these funds are not currently covered by any Council adopted reserve policy.

Beyond vehicles, there are many other capital needs that may require or lend themselves to accumulating reserves over time rather than being funded through debt. This will, thus, result in the accumulation of a large amount of reserves over time.

Within the next few years, as the economy improves and General Fund revenues further recover, the City will hopefully be in a position to begin setting aside monies for capital. At that time, staff will return to Council to discuss alternative strategies and policies to address these unfunded capital needs, including those identified by the Infrastructure Capital Financing Task Group.

Waterfront Capital Reserve Policies

A number of years ago, the City created by ordinance (Municipal Code Section 17.40) a Harbor Preservation Fund (HPF) whose purpose is to accumulate funds for the preservation and enhancement of the harbor and other Waterfront properties. The ordinance required that funds be deposited into the HPF as available from operating surpluses, up to a total of \$5 million.

In June of 1999, the City Council adopted Resolution No. 99-066, amending Resolution No. 95-157, in order to designate the funds accumulated in the HPF as the Waterfront's capital reserve. It further established a \$2 million minimum balance in the HPF. Thus, the Waterfront Department does not have a separate capital reserve as required for other enterprise funds, but instead maintains between \$2 and \$5 million in the HPF.

Waterfront staff intends to evaluate its current capital policy to determine if any changes are warranted given it has been 13 years since its adoption. Staff will bring any recommendations to the Harbor Commission for discussion and, if necessary, bring recommended changes to City Council.

ATTACHMENT: Resolution No. 95-157 (Reserve Policies)

PREPARED BY: Robert Samario, Finance Director

APPROVED BY: City Administrator's Office

RESOLUTION NO. 95-157

**A RESOLUTION OF THE COUNCIL OF
THE CITY OF SANTA BARBARA
ESTABLISHING POLICIES FOR RESERVES
FOR THE CITY'S GENERAL FUND AND
ENTERPRISE FUNDS**

WHEREAS, the City desires to establish policies regarding reserves for the various City funds for the purpose of providing consistent designations for different categories of reserves, ensuring fiscal security for the funds, defining standards for minimum and maximum amounts to be maintained in reserves, and providing flexibility to recognize differences among funds; and

WHEREAS, such reserves policies will be most readily communicated and understood if they are consolidated and formally adopted in a single document; and

WHEREAS, staff has presented and Council has reviewed the proposed reserves policies in a Council Work session on October 17, 1995; and

WHEREAS, the Council has considered the proposed reserves policies at a regular Council meeting on November 14, 1995;

NOW, THEREFORE BE IT RESOLVED, by the Council of the City of Santa Barbara that the following reserves policies are adopted:

1. In combination, the Reserves for Economic Contingency/Emergency and Reserves for Future Year Budgets/Fund Balance (by fund) will be funded to a goal level of 25% of the annual operating budget of the respective fund.
2. APPROPRIATED RESERVES

An Appropriated Reserve will be included in each operating fund's adopted budget to provide for unanticipated expenditures or to meet unexpected small increases in service delivery costs within the fiscal year. This reserve will be budgeted up to one-half of one percent of the operating budget and any unused portion will be returned to fund balance at the end of the fiscal year.

3. RESERVE FOR CAPITAL

Each operating fund will establish a Capital Reserve funded to at least 5% of the value of its capital assets. In the alternative, the amount may be established at an amount equal to the average of the adopted capital program budgets for the

previous three years. The goal for the General Fund Capital Reserve shall be set at least \$1 million. Appropriations from these reserves will be to fund major capital costs.

4. RESERVE FOR ECONOMIC CONTINGENCY/EMERGENCIES

For each operating fund there will a reserve equal to 15% of its annual operating budget for the purpose of coping with emergencies. It may take more than one year to meet the 15% goal if these emergency reserves do not presently meet the 15% goal.

5. RESERVE FOR FUTURE YEAR BUDGETS/FUND BALANCE

Each operating fund will establish and maintain a reserve equal to 10% of its annual operating budget for the purpose of providing for unique one-time costs and for maintenance of City services and permit orderly budget adjustments during periods of reductions. Appropriation of these reserves to operating budgets should, when feasible, be accompanied by a plan for replenishment within a reasonable period of time.

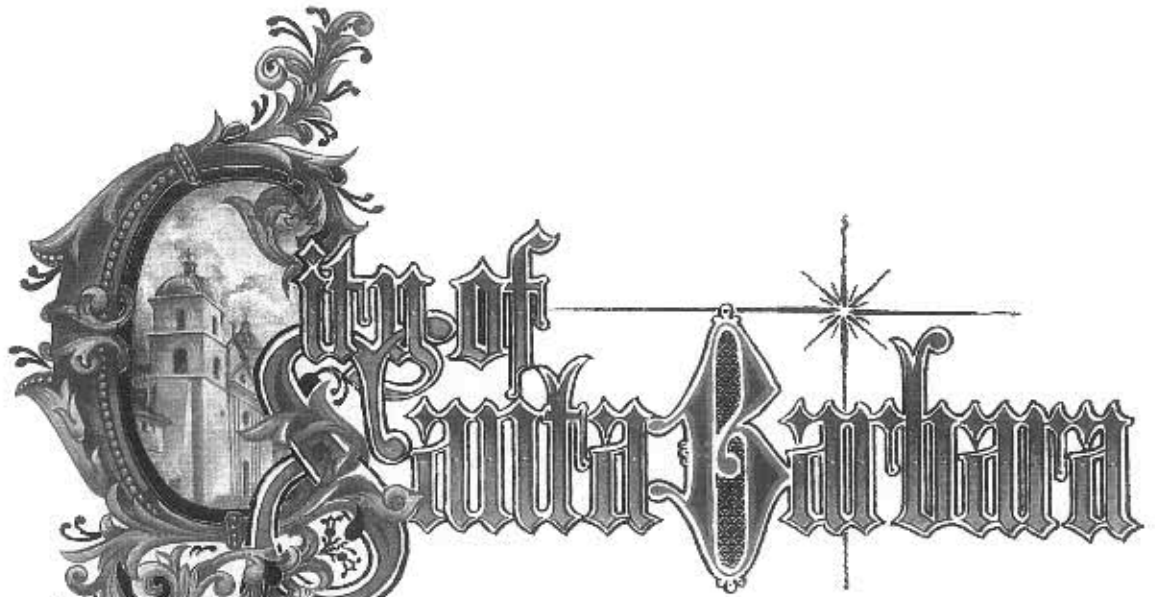
6. FUNDING OF RESERVES

Funding will come generally from one-time revenues, excess fund balance and projected revenues in excess of projected expenditures. They will generally be reserved in the following priority order:

- Reserve for Economic Contingency/Emergencies
- Reserve for Capital
- Reserve for Future Years Budgets

However, flexibility will be retained to allocate available funds among the reserves based on the current circumstances and needs of the City's various operating funds.

7. Appropriation or use of funds from any of these reserves will require Council action.



PROCLAMATION

APRIL AS NATIONAL POETRY MONTH

April 2012

WHEREAS, the City of Santa Barbara is widely recognized as an arts center, providing a spiritual home for creative activity, and for writers, in particular; and

WHEREAS, since 1996 the Academy of American Poets has designated April as National Poetry Month to highlight the extraordinary achievements and ongoing legacy of American Poets and increase visibility, presence, and accessibility of poetry in our communities and culture; and

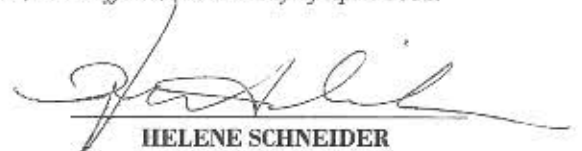
WHEREAS, the City of Santa Barbara recognizing of the value of poetry established a Poet Laureate position in 2005 in order to direct proper attention and honor to the spoken word by utilizing poetry to celebrate and elevate community events; and

WHEREAS, current City Poet Laureate Paul J. Willis will be leading the community through poetry-focused events and programs throughout the month of April; and

WHEREAS, the City of Santa Barbara recognizes the value of the Arts Commission's participation in the Poetry Out Loud National Recitation Competition through a partnership with the California Arts Council, National Endowment for the Arts & National Poetry Foundation; A program that helps high school students master public speaking, build self-confidence, and learn about their literary heritage.

NOW, THEREFORE, I, HELENE SCHNEIDER, by virtue of the authority vested in me as Mayor of the City of Santa Barbara, California, do hereby declare **April as National Poetry Month in Santa Barbara**

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Official Seal of the City of Santa Barbara, California, to be affixed this 3rd day of April 2012.



HELENE SCHNEIDER
Mayor





CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: Employee Recognition – Service Award Pins

RECOMMENDATION:

That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through April 30, 2012.

DISCUSSION:

Since 1980, the City Employees' Recognition Program has recognized length of City Service. Service award pins are presented to employees for every five years of service. Those employees achieving 25 years of service or more are eligible to receive their pins in front of the City Council.

Attached is a list of those employees who will be awarded pins for their service through April 30, 2012.

ATTACHMENT: April 2012 Service Awards

SUBMITTED BY: Marcelo López, Assistant City Administrator

APPROVED BY: City Administrator's Office

APRIL 2012 SERVICE AWARDS

APRIL 10, 2012, Council Meeting

5 YEARS

Kevin Baumann, Heavy Equipment Technician, Public Works Department

Maria Hernandez, Accounting Assistant, Public Works Department

Donna Williams, Parking Enforcement Officer, Police Department

10 YEARS

Kenneth Ficklin, Streets Maintenance Worker I, Public Works Department

Mark Wilde, Supervising Engineer, Public Works Department

15 YEARS

Rebecca Fribley, Senior Property Mgmt Spec, Airport Department

Jan Martinez, Harbor Patrol Officer, Waterfront Department

20 YEARS

Linda Allan, Administrative Specialist, Finance Department

25 YEARS

Stella Balboa, Administrative Specialist, Public Works Department

Olivia White, Administrative Specialist, Police Department

30 YEARS

Manuel Romero, Wastewater Collection System Supt, Public Works Department



CITY OF SANTA BARBARA

CITY COUNCIL MINUTES

REGULAR MEETING

February 28, 2012

COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:00 p.m. (The Ordinance Committee met at 12:30 p.m. The Finance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

Councilmembers present: Dale Francisco, Frank Hotchkiss, Grant House, Cathy Murillo, Randy Rowse, Bendy White, Mayor Schneider.

Councilmembers absent: None.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley, Deputy City Clerk Susan Tschech.

CHANGES TO THE AGENDA

Item Removed from Agenda

City Administrator Armstrong advised that the following item was being removed from the agenda and will be resubmitted at a later date:

11. Subject: Conference With Legal Counsel - Pending Litigation (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is Rolland Jacks, et al., v. City of Santa Barbara, SBSC Case No. 1383959.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

PUBLIC COMMENT

Speakers: Dana Schorr, Patricia Clarke, Kenneth Loch, Rice Roney, K8 Longstory, Tim King.

ITEMS REMOVED FROM CONSENT CALENDAR

1. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meetings of August 16, 2011, and January 10, 2012.

Councilmember Murillo stated she would abstain from voting on the approval of the August 16, 2011, minutes since she was not a member of Council at the time the meeting was held. Councilmember House stated he would abstain from voting on the approval of the January 10, 2012, minutes since he was absent from that meeting.

Motion:

Councilmembers Rowse/Hotchkiss to approve the minutes of the regular meeting of August 16, 2011.

Vote:

Unanimous voice vote (Abstention: Councilmember Murillo).

Motion:

Councilmembers Francisco/Murillo to approve the minutes of the regular meeting of January 10, 2012.

Vote:

Unanimous voice vote (Abstention: Councilmember House).

5. Subject: Exclusive Right To Negotiate Agreement With MarBorg Industries (510.04)

Recommendation: That Council approve a 180-day Exclusive Right to Negotiate Agreement between the City and MarBorg Industries for a possible Citywide Solid Waste Franchise.

Documents:

February 28, 2012, report from the Finance Director.

Motion:

Councilmembers Francisco/Hotchkiss to approve the recommendation; Agreement No. 24,003.

Vote:

Majority voice vote (Noes: Councilmember Murillo).

CONSENT CALENDAR (Item Nos. 2 - 4, 6 and 7)

The titles of the ordinance and resolution related to Consent Calendar items were read.

Motion:

Councilmembers White/Hotchkiss to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

2. Subject: January 2012 Investment Report (260.02)

Recommendation: That Council accept the January 2012 Investment Report.

Action: Approved the recommendation (February 28, 2012, report from the Finance Director).

3. Subject: Adoption Of Ordinance For Easements On Tunnel Reservoir Property (330.08)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the Public Works Director to Execute a Certain Private Road Easement Agreement with William Pasich, George V. Valois and Sherry R. Valois, Trustees, Carolyn V. Cooper, Trustee, Frederica McKay Thompson, Trustee, and Joel J. Berti and Georgia E. Berti, Trustees, Granting and Acknowledging Private Easements for the Continuing Use and Maintenance of Spyglass Ridge Road, Including Public Utilities, Located on a Portion of the Tunnel Trail Property, Sometimes Known as Tunnel Reservoir Property, Owned by the City of Santa Barbara, for Ingress and Egress to Properties Located in the County of Santa Barbara Known as 2825, 2845, 2875, 2885 and 2895 Spyglass Ridge Road.

Action: Approved the recommendation; Ordinance No. 5581; Agreement No. 23,995.

4. Subject: Resolution To Amend Rules And Regulations For The Santa Barbara Mooring Area (570.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing Rules and Regulations for Issuing Mooring Permits in the City of Santa Barbara Mooring Area, Setting Minimum Specifications for Installing, Inspecting and Repairing Such Moorings, and Repealing Resolution No. 09-075.

Action: Approved the recommendation; Resolution No. 12-014 (February 28, 2012, report from the Waterfront Director; proposed resolution).

6. Subject: Increase In Change Order Authority For The Design Of The El Estero Wastewater Treatment Plant Fats, Oil, And Grease Project (540.13)

Recommendation: That Council authorize an increase in the Public Works Director's Change Order Authority to approve expenditures for extra design work for AECOM Technical Services, Inc., for the El Estero Wastewater Treatment Plant Fats, Oil, and Grease Project in the amount of \$14,027, for a total project expenditure authority of \$101,367.

Action: Approved the recommendation (February 28, 2012, report from the Public Works Director).

NOTICES

7. The City Clerk has on Thursday, February 23, 2012, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

This concluded the Consent Calendar.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Grant House reported that the Committee met to consider amendments to the Municipal Code related to construction prohibited in the vicinity of the Conejo Landslide (Chapter 22.90). The Committee approved a revision to the proposed ordinance and forwarded the ordinance to the full Council for introduction and subsequent adoption.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

8. Subject: Capital Improvement Projects Second Quarter Report For Fiscal Year 2012 (230.01)

Recommendation: That Council receive a report on the City's Capital Improvement Projects for the Second Quarter of Fiscal Year 2012.

Documents:

- February 28, 2012, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

Staff: Assistant Public Works Director/City Engineer Pat Kelly.

By consensus, the Council received the report, and their questions were answered.

POLICE DEPARTMENT

9. Subject: Police Department Update (520.04)

Recommendation: That Council receive an oral presentation from the Police Chief regarding the Santa Barbara Police Department.

Documents:

February 28, 2012, report from the Chief of Police.

Speakers:

Staff: Chief of Police Camerino Sanchez.

Discussion:

Police Chief Sanchez briefed the Council on current trends for both violent and property crimes and also gave status updates for various Police Department programs and projects, including the Restorative Policing Team, the Police Activities League, in-car video cameras, and beat coordination. Councilmembers' questions were answered.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Hotchkiss reported on his attendance at the recent meeting of the Creeks Advisory Committee, during which the Mason Street bridge project was discussed.
- Councilmember Rowse reported that the Downtown Parking Committee met recently to discuss a cooperative effort between the City and the Metropolitan Transit District to promote the joint use of parking and the electric shuttle. The Committee also talked about parking needs for electric vehicle charging stations.
- Mayor Schneider extended her appreciation to the Community Development and Human Services Committee for its annual effort to allocate limited funding for social services and capital projects to a large number of organizations in a highly competitive process.

RECESS

Mayor Schneider recessed the meeting at 3:27 p.m. in order for the Council to reconvene in closed session for Agenda Item Nos. 10 and 12, and she stated there would be no reportable action taken during the closed sessions.

CLOSED SESSIONS

10. Subject: Conference With Legal Counsel - Pending Litigation (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is Santa Barbara Channelkeeper v. City of Santa Barbara, USDC Case No. CV-1103624 JHN (AGRx).

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

February 28, 2012, report from the City Attorney.

Time:

3:33 p.m. - 4:16 p.m.

No report made.

12. Subject: Conference With Labor Negotiator (440.05)

Recommendation: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Kristy Schmidt, Employee Relations Manager, regarding negotiations with the General bargaining unit, the Supervisory bargaining unit, and the Police Management bargaining unit, and regarding discussions with confidential employees and unrepresented management about salaries and fringe benefits.

Scheduling: Duration, 45 minutes; anytime

Report: None anticipated

Documents:

February 28, 2012, report from the Assistant City Administrator.

Time:

4:16 p.m. - 4:19 p.m.

No report made.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 4:19 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

_____ ATTEST: _____	
HELENE SCHNEIDER MAYOR	SUSAN TSCHECH, CMC DEPUTY CITY CLERK



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

SPECIAL MEETING March 7, 2012 CHASE PALM PARK RECREATION CENTER 236 EAST CABRILLO BOULEVARD

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:01 p.m.

ROLL CALL

Councilmembers present: Dale Francisco, Frank Hotchkiss, Grant House, Cathy Murillo, Randy Rowse, Bendy White (2:11 p.m.), Mayor Schneider.

Councilmembers absent: None.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen Wiley.

PUBLIC COMMENT

No one wished to speak.

NOTICES

The City Clerk has on Thursday, March 1, 2012, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

WORK SESSIONS

Subject: PERS Options Special Work Session (430.08)

Recommendation: That Council hold a work session regarding the CalPERS pension program and reform options being considered by various municipalities.

Documents:

- March 7, 2012, report from the Assistant City Administrator/Administrative Services Director.
- March 7, 2012, binder entitled "PERS Options, Special City Council Work Session, List of Reference Documents," which includes the PowerPoint presentation prepared and made by Staff.

(Cont'd)

PERS Options Special Work Session (Cont'd)

Speakers:

- Staff: City Administrator James Armstrong, Employee Relations Manager Kristine Schmidt, Finance Director Robert Samario.
- Members of the Public: George Green, Director of the Service Employees International Union (SEIU) Local 620; Terry Tyler; Bruce Corsaw, Executive Director of the SEIU Local 620.

Discussion:

City Administrator James Armstrong briefly spoke about the purpose of the work session, which is to provide an overview of public employee pensions in California, the funding status of the City's pension plans, and reform activities related to state and local pension plans.

Staff presented background information about public pension plans, a history of changes made to them, and how PERS (Public Employees Retirement System) pensions are funded. Staff reviewed the funding status of the City's pension plans. Pension reform approaches and highlights of the Governor's proposed plan were presented. Staff stated that any changes to the City's pension plans must be bargained for in good faith under the law, and added that the current Memorandums of Understanding for Public Safety employees are effective through June 2013, and those for Miscellaneous employees will expire between July 2012 and December 2013. Staff responded to questions from the Councilmembers.

Councilmember White left the meeting at 4:06 p.m.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 4:10 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

_____ ATTEST: _____	
HELENE SCHNEIDER MAYOR	BRENDA ALCAZAR, CMC DEPUTY CITY CLERK



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: Records Destruction For The City Administrator's Office

RECOMMENDATION:

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the City Administrator's Office.

DISCUSSION:

The City Council adopted Resolution No. 12-008 on February 14, 2012, approving the City of Santa Barbara Records Management Policies and Procedures Manual. The Manual contains the records retention and disposition schedules for all City departments. The schedules are a comprehensive listing of records created or maintained by the City, the length of time each record should be retained, and the legal retention authority. If no legal retention authority is cited, the retention period is based on standard records management practice.

Pursuant to the Manual, the City Administrator submitted a request for records destruction to the City Clerk Services Manager to obtain written consent from the City Attorney. The City Clerk Services Manager agreed that the list of records proposed for destruction conformed to the retention and disposition schedules. The City Attorney has consented in writing to the destruction of the proposed records.

The City Administrator requests the City Council to approve the destruction of the City Administrator's Office records listed on Exhibit A of the proposed Resolution without retaining a copy.

SUSTAINABILITY IMPACT:

Under the City's Sustainability Program, one of the City's goals is to increase recycling efforts and divert waste from landfills. The Citywide Records Management Program outlines that records approved for destruction be recycled, reducing paper waste.

Council Agenda Report
Records Destruction For The City Administrator's Office
April 10, 2012
Page 2

PREPARED BY: Jennifer Jennings, Office Supervisor

SUBMITTED BY: Jim Armstrong, City Administrator

APPROVED BY: City Administrator's Office

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SANTA BARBARA RELATING TO THE DESTRUCTION OF
RECORDS HELD BY THE CITY ADMINISTRATOR'S
OFFICE

WHEREAS, the City Council adopted Resolution No. 12-008 on February 14, 2012, approving the City of Santa Barbara Records Management Policies and Procedures Manual;

WHEREAS, the City of Santa Barbara Records Management Policies and Procedures Manual contains the records retention and disposition schedules for all City departments. The records retention and disposition schedules are a comprehensive listing of records created or maintained by the City, the length of time each record should be retained, and the legal retention authority. If no legal retention authority is cited, the retention period is based on standard records management practice;

WHEREAS, Government Code section 34090 provides that, with the approval of the City Council and the written consent of the City Attorney, the head of a City department may destroy certain city records, documents, instruments, books or papers under the Department Head's charge, without making a copy, if the records are no longer needed;

WHEREAS, the City Administrator submitted a request for the destruction of records held by the City Administrator's Office to the City Clerk Services Manager to obtain written consent from the City Attorney. A list of the records, documents, instruments, books or papers proposed for destruction is attached hereto as Exhibit A and shall hereafter be referred to collectively as the "Records";

WHEREAS, the Records do not include any records affecting title to real property or liens upon real property, court records, records required to be kept by statute, records less than two years old, video or audio recordings that are evidence in any claim or pending litigation, or the minutes, ordinances or resolutions of the City Council or any City board or commission;

WHEREAS, the City Clerk Services Manager agrees that the proposed destruction conforms to the City's retention and disposition schedules;

WHEREAS, the City Attorney consents to the destruction of the Records; and

WHEREAS, the City Council of the City of Santa Barbara finds and determines that the Records are no longer required and may be destroyed.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA that the City Administrator, or his designated representative, is authorized and directed to destroy the Records without retaining a copy.

EXHIBIT A

CITY ADMINISTRATOR'S OFFICE RECORDS OFFICE

<u>Records Series</u>	<u>Date(s)</u>
Mayor's Subject Files (Current)	1967 – 1990
City Administrative Office Department Files – Program and Policy Correspondence	1969 - 1986
Routine/Transitory Correspondence	1983 – 1989
Services Public Works Subject Files	1983 – 2004
Services Public Safety Subject Files	1976 – 2001
Services Water Resources Subject Files	1990



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Acceptance Of A Public Utility Easement At 515 Conejo Road

RECOMMENDATION: That Council:

- A. Approve and authorize the Public Works Director to execute an Easement Purchase Agreement with Ronald J. Faoro and Elizabeth Faoro, co-trustees of Faoro Living Trust, November 20, 2009, for the purchase of a nonexclusive public utility easement on a portion of the real property commonly known as 515 Conejo Road (Assessor's Parcel No. 019-062-009), in the amount of \$17,120; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting a Nonexclusive Public Utility Easement Located on a Portion of the Real Property Commonly Known as 515 Conejo Road, Santa Barbara County Assessor's Parcel No. 019-062-009.

DISCUSSION:

Due to heavy rains last year, the Conejo Landslide mass has seen a significant increase in movement that is jeopardizing underground sewer pipelines in the lower section of Conejo Road. To prevent disruption to wastewater service for customers in the area, staff has been closely monitoring the sewer pipes that would be potentially affected by the earth's movement.

In pursuit of a reliable solution to provide ongoing wastewater service, staff identified two locations to realign the existing sewer pipes across private property at 515 Conejo Road and 523 Conejo Road and out of the active slide area. Staff contacted both property owners and negotiated an acceptable purchase agreement in the amount of \$17,120 with the owners of 515 Conejo Road for an easement along their southerly property line. The location of the public utility easement is depicted on the Attachment.

Relocation of the sewer pipes within this easement allows for interception of wastewater at a manhole located uphill from the active slide mass boundary. The wastewater will be carried down through the easement to the sewer main in Conejo Lane. This design will increase the reliability of wastewater service to the residents and will take

wastewater flows from approximately 35 homes, redirecting it out of the active landslide area. There are nine properties (five are developed) located within the slide mass area, or immediately adjacent to it, that will require additional system modifications that are not yet fully defined. Staff is actively working to find the best solution that balances maintenance, environmental protection, reliability, and cost.

NEXT STEPS:

Following execution of this agreement, staff will complete the design of the sewer main, bid the project, and return to Council for award of a construction contract. Once staff has resolved how the remaining nine properties can or will continue to be served, staff will take appropriate action for Council approval.

BUDGET/FINANCIAL INFORMATION:

There are sufficient funds in the Wastewater Capital Program to cover the purchase of this easement.

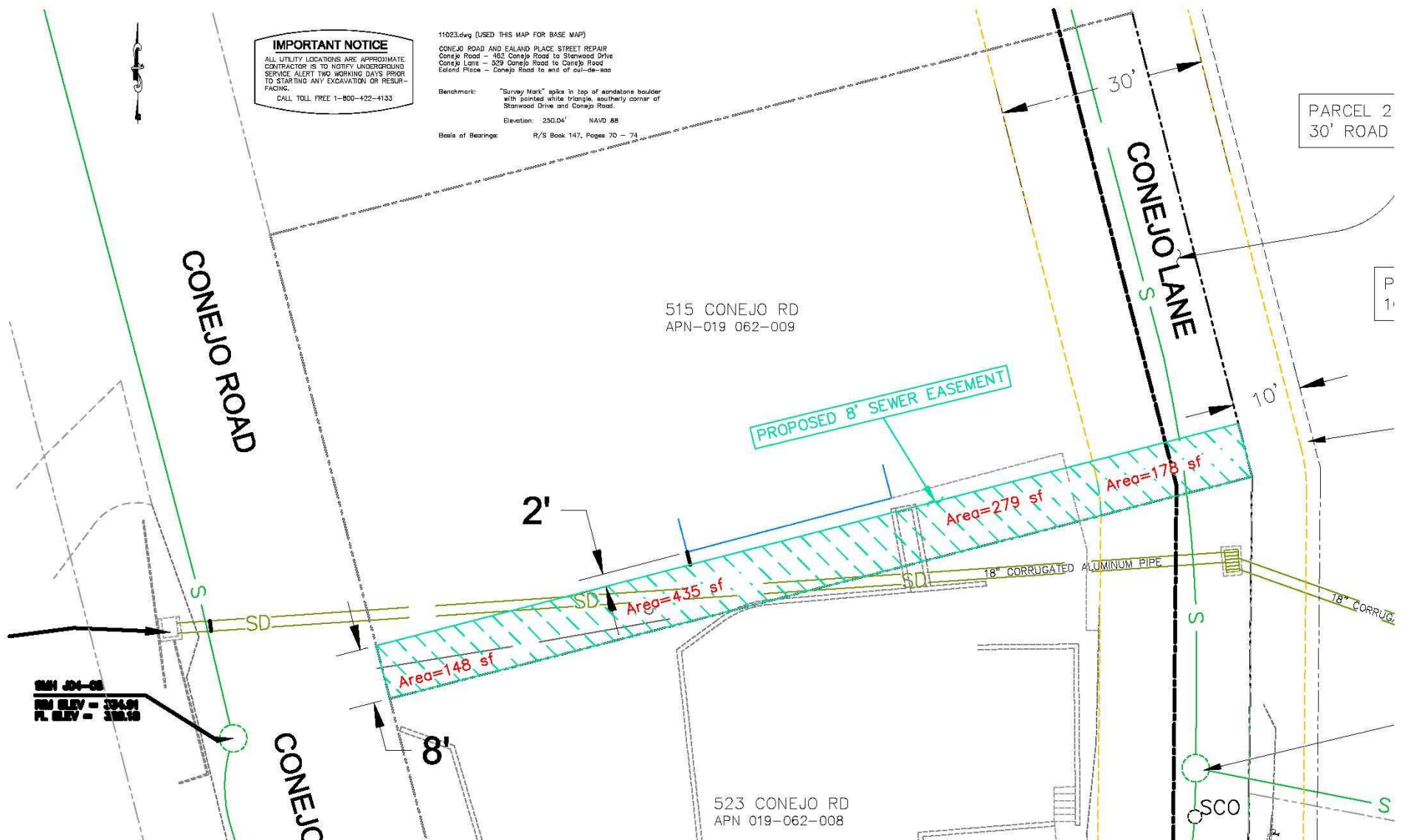
ATTACHMENT: Diagram Showing the Location of Easement on 515 Conejo Road

PREPARED BY: Joshua Haggmark, Principal Civil Engineer/BR/mj

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

ATTACHMENT



LOCATION OF PROPOSED PUBLIC UTILITY EASEMENT AT
515 CONEJO ROAD (APN 019-062-009)

RESOLUTION OF ACCEPTANCE NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA ACCEPTING A NONEXCLUSIVE PUBLIC UTILITY EASEMENT LOCATED ON A PORTION OF THE REAL PROPERTY COMMONLY KNOWN AS 515 CONEJO ROAD, SANTA BARBARA COUNTY ASSESSOR'S PARCEL NO. 019-062-009

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA AS FOLLOWS:

SECTION 1. The City of Santa Barbara hereby accepts that certain non-exclusive public utility easement described in the Public Utility Easement Deed to the City of Santa Barbara, a municipal corporation, signed by Ronald Faoro on March 6, 2012, and signed on March 7, 2012, by Elizabeth Faoro, Co-Trustees of Faoro Living Trust, November 20, 2009, the owner of the real property commonly known as 515 Conejo Road, and referred to as Santa Barbara County Assessor's APN 019-062-009.

SECTION 2. The City of Santa Barbara hereby approves, and the Public Works Director is hereby authorized to execute the Public Utility Purchase Agreement, by and between the City of Santa Barbara and Ronald Faoro and Elizabeth Faoro, Trustees.

SECTION 3. The City of Santa Barbara hereby consents to the recordation by the City Clerk, or by designated City Staff, of the non-exclusive Public Utility Easement in the Official Records of the County of Santa Barbara, State of California.

I, SUSAN TSCHECH, Deputy City Clerk in and for the City of Santa Barbara, California, do hereby certify that the foregoing resolution of acceptance was adopted by the City Council at its meeting held on April 10, 2012.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Santa Barbara this _____ day of _____, 2____.

By _____
Deputy City Clerk



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: Creeks Division, Parks and Recreation Department

SUBJECT: Acceptance Of Grant Funding For Construction Of Mission Creek Fish Passage Project – Phase 2

RECOMMENDATION: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Parks and Recreation Director, or Designee, to Accept Grant Funds from, and Execute a Grant Agreement for \$1,735,500 with, the California Department of Fish and Game Fisheries Restoration Grant Program for the Mission Creek Fish Passage Project – Construction Phase 2; and
- B. Increase the appropriation and estimated revenue by \$1,735,500 in the Creeks Capital Fund for the Mission Creek Fish Passage Project at the CalTrans Channel.

DISCUSSION:

The large concrete flood control channels along Mission Creek, known as the “CalTrans Channels,” are significant barriers to upstream steelhead trout migration. Removing these barriers will help provide access for steelhead trout to 3.9 miles of creek channel, which include two miles of moderate to high quality spawning and rearing habitat.

Over the last six years, the Creeks Division has worked with the California Department of Fish and Game (CDFG), National Oceanic and Atmospheric Administration (NOAA), Santa Barbara County Flood Control District, Environmental Defense Center, and community members to remove barriers to endangered steelhead trout migration and restore riparian habitat in Mission Creek.

Mission Creek provides the best opportunity for steelhead trout restoration in the City of Santa Barbara. Mission Creek contains high quality spawning and rearing habitat within the stream channels in the mid and upper watershed. Currently, rainbow trout (freshwater version of steelhead trout) live in the upper stream channel, and historically, Mission Creek supported a healthy steelhead trout population. Over the last ten years

there have been frequent sightings of steelhead trout attempting to migrate upstream without success due to barriers within the stream channel.

Because Mission Creek is a seasonal creek, the ability of fish to swim through the constructed passage will be limited to periods of time during rainfall and for short periods of time after the cessation of rainfall when there is sufficient flow in the creek. Although it may be feasible to augment water flows in the creek by making releases of water from Gibraltar Reservoir, such action would have a significant negative impact to the City's water supplies. No requirement for Gibraltar water releases is contemplated in the construction and maintenance of this project.

Phase I of the project, which included fish passage modifications to the upper (.3 mile long) channel, was started in August 2011 and will be completed in June 2012. Phase 2 will involve fish passage modifications to the lower (.8 mile long) channel. The Creeks Division and Public Works Engineering Division will return to Council in early 2013 with a Phase 2 construction contract for approval. Phase 2 project construction is scheduled to begin in May 2013 and be completed in November 2013.

BUDGET/FINANCIAL INFORMATION:

In March 2011, the Creeks Division applied for a grant from the CDFG to construct Phase 2 of the Mission Creek Fish Passage Project at the CalTrans Channels. In March 2012, CDFG awarded the City \$1,735,500 in grant funds for Phase 2 of the project. CDFG requires a Resolution from the City Council authorizing acceptance of the grant funds and execution of the grant agreement.

Pending Council approval, the CDFG grant funds will be used to construct Phase 2 of the project. With an estimated Phase 2 construction cost of \$4,200,000, the remaining construction costs would be covered by Measure B matching funds and other private and public grant sources. Construction is expected to begin in Fiscal Year 2013 for Phase 2. Staff will return to Council at that time to appropriate the remaining funds as needed.

SUSTAINABILITY IMPACT:

The purpose of the project is to improve steelhead trout migration in Mission Creek during and shortly after rain events when adequate natural stream flows exist. These efforts will contribute to local, regional, and federal objectives of removing migration barriers for the federally endangered steelhead trout.

PREPARED BY: Cameron Benson, Creeks Restoration/Clean Water Manager

SUBMITTED BY: Nancy L. Rapp, Parks and Recreation Director

APPROVED BY: City Administrator's Office

RESOLUTION NO: _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA AUTHORIZING THE PARKS AND RECREATION DIRECTOR, OR DESIGNEE, TO ACCEPT GRANT FUNDS FROM, AND EXECUTE A GRANT AGREEMENT FOR \$1,735,500 WITH, THE CALIFORNIA DEPARTMENT OF FISH AND GAME FISHERIES RESTORATION GRANT PROGRAM FOR THE MISSION CREEK FISH PASSAGE PROJECT – CONSTRUCTION PHASE 2

Mission Creek Fish Passage Project – Construction Phase 2

WHEREAS, the City of Santa Barbara will enter into a grant agreement with the California Department of Fish and Game for construction of the Mission Creek Fish Passage Project at the Lower Caltrans Channel; and

WHEREAS, the California Department of Fish and Game has agreed to provide the City of Santa Barbara with \$1,735,500 for the Mission Creek Fish Passage Project at the Lower Caltrans Channel.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA AS FOLLOWS:

SECTION 1. The Parks and Recreation Director, or designee, of the City of Santa Barbara is hereby authorized and directed to execute a grant agreement between the City of Santa Barbara and the California Department of Fish and Game for grant funds in an amount not to exceed \$1,735,500 for the Mission Creek Fish Passage Project at the Lower Caltrans Channel according to the terms and conditions set forth in the agreement; and

SECTION 2. The Council appoints the Parks and Recreation Director, or designee, as representative of the City of Santa Barbara to conduct negotiations, execute and submit all documents including, but not limited to, applications, agreements, amendments, payment requests, and other documents which may be necessary for the completion of the proposed project.



Agenda Item No. _____

File Code No. 670.05

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: Transportation Division, Public Works Department

SUBJECT: Authorization For The Allocation Of Transportation Development Act Funds

RECOMMENDATION:

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Filing of a Claim with the Santa Barbara County Association of Governments for Allocation of \$61,113 in Transportation Development Act Funds for Fiscal Year 2013.

DISCUSSION:

Each year the City is required to adopt a resolution authorizing the Public Works Director to file a claim for the City's share of area-wide Transportation Development Act (TDA) funds. Use of the TDA funds is restricted to pedestrian and bicycle projects. The claim that will be submitted to the Santa Barbara County Association of Governments for Fiscal Year 2013 includes \$61,113 for pedestrian and bicycle facilities. The funds are available based on a formula previously agreed to by the County of Santa Barbara and the cities within the County. Staff will use this money for bicycle and pedestrian projects, and as matching dollars when competing for state and federal bicycle and pedestrian grants.

PREPARED BY: Browning Allen, Transportation Manager/kts

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA AUTHORIZING THE FILING OF A CLAIM WITH THE SANTA BARBARA COUNTY ASSOCIATION OF GOVERNMENTS FOR ALLOCATION OF \$61,113 IN TRANSPORTATION DEVELOPMENT ACT FUNDS FOR FISCAL YEAR 2013

WHEREAS, the Transportation Development Act (TDA), as amended (Public Utilities Code Section 99220 et. seq.), provides for the allocation of funds from the Local Transportation Fund for use by eligible claimants for various transportation purposes; and

WHEREAS, pursuant to the provisions of the TDA, as amended, and pursuant to the applicable rules and regulations thereunder (21 Ca. Admin. Code Sections 6600 et. seq.), a prospective claimant wishing to receive an allocation from the Local Transportation Fund shall file its claim with Santa Barbara County Association of Governments.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA AS FOLLOWS:

SECTION 1. The City's Public Works Director is authorized to execute and file an appropriate claim pursuant to the terms of the TDA, as amended, and pursuant to the applicable rules and regulations promulgated thereunder, together with all the necessary supporting documents, with the Santa Barbara SBCAG for an allocation of TDA funds in Fiscal Year 2013.

SECTION 2. The authorized claim includes \$61,113 for pedestrian and bicycle facilities.

SECTION 3. A copy of this Resolution shall be transmitted to SBCAG in conjunction with the filing of this Claim.

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING AND AUTHORIZING THE CHIEF OF POLICE TO EXECUTE AN AMENDMENT TO THE POLICE ANNEX OFFICE LEASE WITH LL&A-2, THE OWNER AND LANDLORD OF 222 EAST ANAPAMU STREET, TO EXTEND THE TERM OF LEASE AGREEMENT NO. 20,106 FOR AN INITIAL TERM OF FIVE YEARS, WITH ONE FIVE-YEAR OPTION, EFFECTIVE MAY 10, 2012.

THE COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. In accordance with the provisions of Section 521 of the Charter of the City of Santa Barbara, An Ordinance of the Council of the City of Santa Barbara approving and authorizing the Chief of Police to execute an amendment to the Police Annex Office Lease with LL&A-2, the owner and landlord of 222 East Anapamu street, to extend the term of lease agreement no. 20,106 for an initial term of five years, with one five-year option, effective May 10, 2012, is hereby approved.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: Accounting Division, Finance Department

SUBJECT: Fiscal Year 2012 Interim Financial Statements For The Eight Months Ended February 29, 2012

RECOMMENDATION:

That Council accept the Fiscal Year 2012 Interim Financial Statements for the Eight Months Ended February 29, 2012.

DISCUSSION:

The interim financial statements for the eight months ended February 29, 2012 (66.7% of the fiscal year) are attached. The interim financial statements include budgetary activity in comparison to actual activity for the General Fund, Enterprise Funds, Internal Service Funds, and select Special Revenue Funds.

ATTACHMENT: Interim Financial Statements for the Eight Months Ended February 29, 2012

PREPARED BY: Ruby Carrillo, Accounting Manager

SUBMITTED BY: Robert Samario, Finance Director

APPROVED BY: City Administrator's Office

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenditures
Summary by Fund
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
GENERAL FUND					
Revenue	103,068,721	65,559,129	-	37,509,591	63.6%
Expenditures	103,615,386	65,911,478	1,278,160	36,425,749	64.8%
<i>Addition to / (use of) reserves</i>	<u>(546,665)</u>	<u>(352,348)</u>	<u>(1,278,160)</u>		
WATER OPERATING FUND					
Revenue	38,167,816	23,964,665	-	14,203,151	62.8%
Expenditures	43,447,024	24,678,904	2,289,533	16,478,587	62.1%
<i>Addition to / (use of) reserves</i>	<u>(5,279,208)</u>	<u>(714,239)</u>	<u>(2,289,533)</u>		
WASTEWATER OPERATING FUND					
Revenue	16,395,810	11,232,934	-	5,162,876	68.5%
Expenditures	17,667,788	10,300,481	1,389,670	5,977,637	66.2%
<i>Addition to / (use of) reserves</i>	<u>(1,271,978)</u>	<u>932,452</u>	<u>(1,389,670)</u>		
DOWNTOWN PARKING					
Revenue	7,036,049	5,143,276	-	1,892,773	73.1%
Expenditures	7,582,431	4,818,007	215,172	2,549,252	66.4%
<i>Addition to / (use of) reserves</i>	<u>(546,382)</u>	<u>325,269</u>	<u>(215,172)</u>		
AIRPORT OPERATING FUND					
Revenue	15,030,488	9,578,733	-	5,451,755	63.7%
Expenditures	17,910,688	8,838,861	478,850	8,592,977	52.0%
<i>Addition to / (use of) reserves</i>	<u>(2,880,200)</u>	<u>739,872</u>	<u>(478,850)</u>		
GOLF COURSE FUND					
Revenue	2,060,146	1,211,622	-	848,524	58.8%
Expenditures	2,065,870	1,263,929	104,150	697,791	66.2%
<i>Addition to / (use of) reserves</i>	<u>(5,724)</u>	<u>(52,306)</u>	<u>(104,150)</u>		
INTRA-CITY SERVICE FUND					
Revenue	6,120,947	4,102,635	-	2,018,312	67.0%
Expenditures	6,323,711	4,069,770	461,415	1,792,527	71.7%
<i>Addition to / (use of) reserves</i>	<u>(202,764)</u>	<u>32,866</u>	<u>(461,415)</u>		

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenditures
Summary by Fund
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
FLEET REPLACEMENT FUND					
Revenue	2,230,083	1,509,442	-	720,641	67.7%
Expenditures	1,502,646	367,144	157,324	978,178	34.9%
<i>Addition to / (use of) reserves</i>	<u>727,437</u>	<u>1,142,298</u>	<u>(157,324)</u>		
FLEET MAINTENANCE FUND					
Revenue	2,530,723	1,664,798	-	865,925	65.8%
Expenditures	2,482,012	1,418,621	158,731	904,660	63.6%
<i>Addition to / (use of) reserves</i>	<u>48,711</u>	<u>246,176</u>	<u>(158,731)</u>		
SELF INSURANCE TRUST FUND					
Revenue	5,391,678	3,448,551	-	1,943,127	64.0%
Expenditures	9,055,327	5,905,575	203,870	2,945,881	67.5%
<i>Addition to / (use of) reserves</i>	<u>(3,663,649)</u>	<u>(2,457,024)</u>	<u>(203,870)</u>		
INFORMATION SYSTEMS ICS FUND					
Revenue	2,306,135	1,538,631	-	767,504	66.7%
Expenditures	2,347,350	1,501,778	141,676	703,896	70.0%
<i>Addition to / (use of) reserves</i>	<u>(41,215)</u>	<u>36,853</u>	<u>(141,676)</u>		
WATERFRONT FUND					
Revenue	12,203,518	8,503,033	-	3,700,485	69.7%
Expenditures	11,981,963	7,533,512	610,982	3,837,470	68.0%
<i>Addition to / (use of) reserves</i>	<u>221,555</u>	<u>969,521</u>	<u>(610,982)</u>		
TOTAL FOR ALL FUNDS					
Revenue	212,542,114	137,457,449	-	75,084,665	64.7%
Expenditures	225,982,199	136,608,059	7,489,533	81,884,606	63.8%
<i>Addition to / (use of) reserves</i>	<u>(13,440,085)</u>	<u>849,390</u>	<u>(7,489,533)</u>		

**** It is City policy to adopt a balanced budget. In most cases, encumbrance balances exist at year-end. These encumbrance balances are obligations of each fund and must be reported at the beginning of each fiscal year. In addition, a corresponding appropriations entry must be made in order to accommodate the 'carried-over' encumbrance amount. Most differences between budgeted annual revenues and expenses are due to these encumbrance carryovers.**

CITY OF SANTA BARBARA
General Fund
Interim Statement of Budgeted and Actual Revenues
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

	Annual Budget	YTD Actual	Remaining Balance	Percent Received	Previous YTD
TAXES					
Sales and Use	17,949,013	11,774,384	6,174,629	65.6%	11,208,098
Property Taxes	23,063,000	12,804,564	10,258,436	55.5%	12,726,570
Utility Users Tax	7,144,500	4,783,187	2,361,313	66.9%	4,677,483
Transient Occupancy Tax	13,018,252	9,437,862	3,580,390	72.5%	8,605,749
Franchise Fees	3,593,200	2,398,153	1,195,047	66.7%	2,303,899
Business License	2,229,800	1,619,870	609,930	72.6%	1,614,755
Real Property Transfer Tax	410,000	253,050	156,950	61.7%	255,509
<i>Total</i>	<u>67,407,765</u>	<u>43,071,070</u>	<u>24,336,695</u>	<u>63.9%</u>	<u>41,392,063</u>
LICENSES & PERMITS					
Licenses & Permits	182,900	146,571	36,329	80.1%	110,187
<i>Total</i>	<u>182,900</u>	<u>146,571</u>	<u>36,329</u>	<u>80.1%</u>	<u>110,187</u>
FINES & FORFEITURES					
Parking Violations	2,403,500	1,586,278	817,222	66.0%	1,638,193
Library Fines	133,516	72,725	60,791	54.5%	73,204
Municipal Court Fines	180,000	74,155	105,846	41.2%	105,561
Other Fines & Forfeitures	210,000	146,861	63,139	69.9%	161,307
<i>Total</i>	<u>2,927,016</u>	<u>1,880,019</u>	<u>1,046,997</u>	<u>64.2%</u>	<u>1,978,267</u>
USE OF MONEY & PROPERTY					
Investment Income	740,827	499,135	241,692	67.4%	508,223
Rents & Concessions	397,952	258,989	138,963	65.1%	302,830
<i>Total</i>	<u>1,138,779</u>	<u>758,124</u>	<u>380,655</u>	<u>66.6%</u>	<u>811,053</u>
INTERGOVERNMENTAL					
Grants	488,610	144,018	344,592	29.5%	360,403
Vehicle License Fees	-	-	-	0.0%	205,338
Reimbursements	14,040	1,323	12,717	9.4%	6,667
<i>Total</i>	<u>502,650</u>	<u>145,342</u>	<u>357,308</u>	<u>28.9%</u>	<u>572,408</u>
FEES & SERVICE CHARGES					
Finance	860,000	557,342	302,658	64.8%	564,273
Community Development	4,525,570	2,753,298	1,772,272	60.8%	2,824,524
Recreation	2,274,257	1,396,196	878,061	61.4%	1,271,483
Public Safety	499,673	388,365	111,309	77.7%	294,712
Public Works	5,286,083	3,342,052	1,944,031	63.2%	3,257,378
Library	675,575	629,894	45,681	93.2%	730,439
Reimbursements	6,227,567	3,859,105	2,368,463	62.0%	3,626,709
<i>Total</i>	<u>20,348,725</u>	<u>12,926,251</u>	<u>7,422,474</u>	<u>63.5%</u>	<u>12,569,518</u>
OTHER MISCELLANEOUS REVENUES					
Miscellaneous	1,398,491	1,357,633	40,858	97.1%	1,181,569
Indirect Allocations	6,111,818	4,074,546	2,037,272	66.7%	4,347,007
Operating Transfers-In	3,050,577	1,199,576	1,851,001	39.3%	698,060
<i>Total</i>	<u>10,560,886</u>	<u>6,631,754</u>	<u>3,929,132</u>	<u>62.8%</u>	<u>6,226,635</u>
TOTAL REVENUES	<u>103,068,721</u>	<u>65,559,129</u>	<u>37,509,591</u>	<u>63.6%</u>	<u>63,660,130</u>

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
GENERAL GOVERNMENT						
<u>Mayor & City Council</u>						
MAYOR	725,196	457,664	663	266,870	63.2%	
<i>Total</i>	725,196	457,664	663	266,870	63.2%	448,475
<u>City Attorney</u>						
CITY ATTORNEY	1,950,640	1,267,465	8,325	674,850	65.4%	
<i>Total</i>	1,950,640	1,267,465	8,325	674,850	65.4%	1,272,618
<u>Administration</u>						
CITY ADMINISTRATOR	1,468,399	990,719	1,153	476,527	67.5%	
CITY TV	455,110	261,166	34,478	159,466	65.0%	
<i>Total</i>	1,923,509	1,251,886	35,631	635,993	66.9%	1,211,444
<u>Administrative Services</u>						
CITY CLERK	435,245	303,502	11,926	119,816	72.5%	
ADMIN SVCS-ELECTIONS	300,000	196,158	67,292	36,550	87.8%	
HUMAN RESOURCES	1,197,982	733,660	20,635	443,687	63.0%	
ADMIN SVCS-EMPLOYEE DEVELOPMENT	14,447	1,600	-	12,847	11.1%	
<i>Total</i>	1,947,674	1,234,920	99,853	612,901	68.5%	983,510
<u>Finance</u>						
ADMINISTRATION	219,098	143,227	6,571	69,300	68.4%	
TREASURY	482,061	266,881	-	215,180	55.4%	
CASHIERING & COLLECTION	417,180	272,687	-	144,493	65.4%	
LICENSES & PERMITS	417,558	254,912	-	162,646	61.0%	
BUDGET MANAGEMENT	396,344	252,507	-	143,837	63.7%	
ACCOUNTING	478,913	306,648	26,030	146,236	69.5%	
PAYROLL	268,474	169,416	-	99,058	63.1%	
ACCOUNTS PAYABLE	207,832	135,054	-	72,778	65.0%	
CITY BILLING & CUSTOMER SERVICE	583,635	346,209	1,831	235,595	59.6%	
PURCHASING	659,344	428,859	1,496	228,989	65.3%	
CENTRAL STORES	160,010	103,701	357	55,952	65.0%	
MAIL SERVICES	102,301	65,824	357	36,120	64.7%	
<i>Total</i>	4,392,750	2,745,925	36,642	1,610,183	63.3%	2,749,576
TOTAL GENERAL GOVERNMENT	10,939,769	6,957,859	181,114	3,800,796	65.3%	6,665,623
PUBLIC SAFETY						
<u>Police</u>						
CHIEF'S STAFF	979,104	657,309	463	321,332	67.2%	
SUPPORT SERVICES	574,199	349,230	673	224,295	60.9%	
RECORDS	1,172,517	713,080	2,445	456,992	61.0%	
COMMUNITY SVCS	729,721	461,222	957	267,542	63.3%	
PROPERTY ROOM	165,159	84,392	-	80,767	51.1%	
TRNG/RECRUITMENT	405,269	342,420	11,462	51,387	87.3%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>** Remaining Balance</u>	<u>YTD Expended and Encumbered</u>	<u>Previous YTD</u>
PUBLIC SAFETY						
<u>Police</u>						
RANGE	1,184,348	764,728	38,038	381,582	67.8%	
BEAT COORDINATORS	784,859	427,920	-	356,939	54.5%	
INFORMATION TECHNOLOGY	1,275,768	812,451	30,353	432,963	66.1%	
INVESTIGATIVE DIVISION	4,582,903	2,853,269	3,257	1,726,377	62.3%	
CRIME LAB	130,163	86,844	-	43,319	66.7%	
PATROL DIVISION	14,663,551	9,584,918	91,158	4,987,475	66.0%	
TRAFFIC	1,288,412	856,907	1,100	430,405	66.6%	
SPECIAL EVENTS	772,599	803,479	-	(30,880)	104.0%	
TACTICAL PATROL FORCE	1,324,561	762,951	-	561,611	57.6%	
STREET SWEEPING ENFORCEMENT	294,783	191,701	-	103,082	65.0%	
NIGHT LIFE ENFORCEMENT	297,965	176,932	-	121,033	59.4%	
PARKING ENFORCEMENT	931,552	530,354	27,800	373,398	59.9%	
CCC	2,361,140	1,400,740	1,854	958,546	59.4%	
ANIMAL CONTROL	613,570	322,542	-	291,028	52.6%	
<i>Total</i>	<u>34,532,143</u>	<u>22,184,819</u>	<u>209,561</u>	<u>12,137,763</u>	<u>64.9%</u>	<u>21,519,760</u>
<u>Fire</u>						
ADMINISTRATION	740,779	497,219	3,213	240,347	67.6%	
EMERGENCY SERVICES AND PUBLIC ED	246,838	154,096	-	92,742	62.4%	
PREVENTION	1,109,296	685,125	560	423,611	61.8%	
WILDLAND FIRE MITIGATION PROGRAM	172,505	105,418	14,280	52,807	69.4%	
OPERATIONS	17,119,140	10,831,552	72,499	6,215,090	63.7%	
ARFF	1,698,433	1,090,969	-	607,464	64.2%	
<i>Total</i>	<u>21,086,991</u>	<u>13,364,379</u>	<u>90,552</u>	<u>7,632,061</u>	<u>63.8%</u>	<u>13,811,439</u>
TOTAL PUBLIC SAFETY	<u>55,619,134</u>	<u>35,549,197</u>	<u>300,113</u>	<u>19,769,824</u>	<u>64.5%</u>	<u>35,331,199</u>
PUBLIC WORKS						
<u>Public Works</u>						
ADMINISTRATION	868,519	523,505	11,392	333,622	61.6%	
ENGINEERING SVCS	4,357,704	2,707,804	19,069	1,630,831	62.6%	
PUBLIC RT OF WAY MGMT	1,176,628	752,959	1,120	422,550	64.1%	
ENVIRONMENTAL PROGRAMS	421,105	186,237	105,891	128,976	69.4%	
<i>Total</i>	<u>6,823,956</u>	<u>4,170,506</u>	<u>137,472</u>	<u>2,515,979</u>	<u>63.1%</u>	<u>4,082,318</u>
TOTAL PUBLIC WORKS	<u>6,823,956</u>	<u>4,170,506</u>	<u>137,472</u>	<u>2,515,979</u>	<u>63.1%</u>	<u>4,082,318</u>
COMMUNITY SERVICES						
<u>Parks & Recreation</u>						
PRGM MGMT & BUS SVCS	370,912	274,319	31	96,562	74.0%	
FACILITIES	731,720	470,679	11,924	249,117	66.0%	
YOUTH ACTIVITIES	743,003	494,950	3,722	244,331	67.1%	
SR CITIZENS	717,260	494,066	2,029	221,165	69.2%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
COMMUNITY SERVICES						
<u>Parks & Recreation</u>						
AQUATICS	1,040,683	756,223	38,766	245,694	76.4%	
SPORTS	423,214	270,267	10,301	142,646	66.3%	
TENNIS	224,714	138,151	-	86,563	61.5%	
NEIGHBORHOOD & OUTREACH SERV	980,833	688,271	3,465	289,097	70.5%	
ADMINISTRATION	522,889	344,453	-	178,436	65.9%	
PROJECT MANAGEMENT TEAM	222,476	152,484	-	69,992	68.5%	
BUSINESS SERVICES	299,201	153,364	4,346	141,491	52.7%	
FACILITY & PROJECT MGT	992,450	689,188	93	303,169	69.5%	
GROUND MANAGEMENT	4,119,025	2,496,491	142,103	1,480,430	64.1%	
FORESTRY	1,160,228	753,272	46,514	360,442	68.9%	
BEACH MAINTENANCE	146,160	74,342	14,006	57,812	60.4%	
<i>Total</i>	<u>12,694,768</u>	<u>8,250,521</u>	<u>277,299</u>	<u>4,166,948</u>	67.2%	<u>7,938,963</u>
<u>Library</u>						
ADMINISTRATION	420,294	264,229	-	156,065	62.9%	
PUBLIC SERVICES	1,828,065	1,206,872	700	620,493	66.1%	
SUPPORT SERVICES	1,784,128	987,743	106,387	689,998	61.3%	
<i>Total</i>	<u>4,032,487</u>	<u>2,458,844</u>	<u>107,087</u>	<u>1,466,557</u>	63.6%	<u>2,417,306</u>
TOTAL COMMUNITY SERVICES	<u>16,727,255</u>	<u>10,709,365</u>	<u>384,386</u>	<u>5,633,505</u>	66.3%	<u>10,356,269</u>
COMMUNITY DEVELOPMENT						
<u>Community Development</u>						
ADMINISTRATION	456,182	284,445	675	171,063	62.5%	
ECON DEV	52,667	28,650	-	24,017	54.4%	
CITY ARTS ADVISORY PROGRAM	427,260	394,248	-	33,012	92.3%	
HUMAN SVCS	855,862	566,276	218,610	70,976	91.7%	
RDA	715,653	399,037	-	316,616	55.8%	
RDA HSG DEV	611,074	343,704	-	267,370	56.2%	
LR PLANNING/STUDIES	826,558	458,139	15,385	353,034	57.3%	
DEV & DESIGN REVIEW	1,075,206	654,368	15,819	405,020	62.3%	
ZONING	1,245,146	716,620	3,129	525,397	57.8%	
DESIGN REV & HIST PRESERVATN	975,603	589,404	6,085	380,114	61.0%	
BLDG PERMITS	1,048,775	654,887	5,211	388,677	62.9%	
RECORDS & ARCHIVES	529,868	302,224	9,778	217,866	58.9%	
PLAN CK & COUNTER SRV	1,271,905	752,891	383	518,631	59.2%	
<i>Total</i>	<u>10,091,759</u>	<u>6,144,901</u>	<u>275,075</u>	<u>3,671,782</u>	63.6%	<u>6,291,468</u>
TOTAL COMMUNITY DEVELOPMENT	<u>10,091,759</u>	<u>6,144,901</u>	<u>275,075</u>	<u>3,671,782</u>	63.6%	<u>6,291,468</u>
NON-DEPARTMENTAL						
<u>Non-Departmental</u>						
DUES, MEMBERSHIPS, & LICENSES	22,272	21,933	-	339	98.5%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
NON-DEPARTMENTAL						
<u>Non-Departmental</u>						
COMMUNITY PROMOTIONS	1,536,799	1,250,866	-	285,933	81.4%	
SPECIAL PROJECTS	381,073	246,801	-	134,272	64.8%	
TRANSFERS OUT	43,500	29,000	-	14,500	66.7%	
DEBT SERVICE TRANSFERS	349,983	338,594	-	11,389	96.7%	
CAPITAL OUTLAY TRANSFER	665,457	492,455	-	173,002	74.0%	
APPROP. RESERVE	414,429	-	-	414,429	0.0%	
<i>Total</i>	3,413,513	2,379,649	-	1,033,864	69.7%	2,099,186
TOTAL NON-DEPARTMENTAL	3,413,513	2,379,649	-	1,033,864	69.7%	2,099,186
TOTAL EXPENDITURES	103,615,386	65,911,478	1,278,160	36,425,749	64.8%	64,826,062

*** The legal level of budgetary control is at the department level for the General Fund. Therefore, as long as the department as a whole is within budget, budgetary compliance has been achieved. The City actively monitors the budget status of each department and takes measures to address potential over budget situations before they occur.*

For Enterprise and Internal Service Funds, the legal level of budgetary control is at the fund level. The City also monitors and addresses these fund types for potential over budget situations.

CITY OF SANTA BARBARA
Special Revenue Funds
Interim Statement of Revenues and Expenditures
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
TRAFFIC SAFETY FUND					
Revenue	515,000	304,128	-	210,872	59.1%
Expenditures	515,000	304,128	-	210,872	59.1%
<i>Revenue Less Expenditures</i>	-	-	-	-	
CREEK RESTORATION/WATER QUALITY IMPRVMT					
Revenue	2,800,800	1,998,121	-	802,679	71.3%
Expenditures	3,545,725	1,848,361	403,692	1,293,672	63.5%
<i>Revenue Less Expenditures</i>	(744,925)	149,760	(403,692)	(490,993)	
SOLID WASTE PROGRAM					
Revenue	18,331,232	12,423,963	-	5,907,269	67.8%
Expenditures	19,129,869	12,217,833	396,962	6,515,074	65.9%
<i>Revenue Less Expenditures</i>	(798,637)	206,130	(396,962)	(607,805)	
COMM.DEVELOPMENT BLOCK GRANT					
Revenue	2,730,423	817,430	-	1,912,993	29.9%
Expenditures	2,730,423	1,190,990	355,864	1,183,570	56.7%
<i>Revenue Less Expenditures</i>	-	(373,559)	(355,864)	729,423	
COUNTY LIBRARY					
Revenue	1,944,769	1,059,592	-	885,177	54.5%
Expenditures	2,058,536	1,201,541	87,129	769,866	62.6%
<i>Revenue Less Expenditures</i>	(113,767)	(141,948)	(87,129)	115,310	
STREETS FUND					
Revenue	10,598,577	6,980,720	-	3,617,857	65.9%
Expenditures	14,646,871	7,180,718	1,419,012	6,047,141	58.7%
<i>Revenue Less Expenditures</i>	(4,048,294)	(199,998)	(1,419,012)	(2,429,284)	
MEASURE A					
Revenue	2,774,034	1,766,740	-	1,007,294	63.7%
Expenditures	3,335,145	1,740,786	935,288	659,071	80.2%
<i>Revenue Less Expenditures</i>	(561,111)	25,954	(935,288)	348,223	

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

WATER OPERATING FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Water Sales - Metered	30,700,000	20,715,409	-	9,984,591	67.5%	19,109,711
Service Charges	450,192	598,284	-	(148,092)	132.9%	590,575
Cater JPA Treatment Charges	2,619,000	1,564,163	-	1,054,837	59.7%	2,235,441
Investment Income	791,800	464,033	-	327,767	58.6%	668,969
Miscellaneous	604,691	285,774	-	318,917	47.3%	503,248
Operating Transfers-In	3,002,133	337,001	-	2,665,132	11.2%	-
TOTAL REVENUES	38,167,816	23,964,665	-	14,203,151	62.8%	23,107,944
EXPENSES						
Salaries & Benefits	7,649,148	4,674,866	-	2,974,282	61.1%	4,585,998
Materials, Supplies & Services	9,996,116	4,397,164	1,914,173	3,684,779	63.1%	4,768,670
Special Projects	1,438,061	252,146	136,582	1,049,333	27.0%	160,512
Water Purchases	7,723,468	4,572,779	208,885	2,941,804	61.9%	3,955,866
Debt Service	4,831,189	3,169,099	-	1,662,090	65.6%	3,110,577
Capital Outlay Transfers	11,284,416	7,522,944	-	3,761,472	66.7%	2,233,135
Equipment	195,427	54,326	338	140,762	28.0%	53,864
Capitalized Fixed Assets	124,200	8,365	29,555	86,280	30.5%	6,285
Other	55,000	27,215	-	27,785	49.5%	26,843
Appropriated Reserve	150,000	-	-	150,000	0.0%	-
TOTAL EXPENSES	43,447,024	24,678,904	2,289,533	16,478,587	62.1%	18,901,749

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

WASTEWATER OPERATING FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Service Charges	14,926,192	9,976,505	-	4,949,687	66.8%	9,336,372
Fees	493,222	605,517	-	(112,295)	122.8%	696,394
Investment Income	267,300	149,576	-	117,724	56.0%	198,371
Public Works	10,000	30,046	-	(20,046)	300.5%	26,520
Miscellaneous	25,000	21,891	-	3,109	87.6%	71,896
Operating Transfers-In	674,096	449,397	-	224,699	66.7%	-
TOTAL REVENUES	16,395,810	11,232,934	-	5,162,876	68.5%	10,329,553
EXPENSES						
Salaries & Benefits	5,148,257	3,145,196	-	2,003,061	61.1%	3,166,444
Materials, Supplies & Services	6,195,715	3,737,207	1,380,132	1,078,377	82.6%	3,477,164
Special Projects	100,000	2,104	-	97,896	2.1%	156,158
Debt Service	1,352,213	324,512	-	1,027,701	24.0%	334,388
Capital Outlay Transfers	4,592,559	3,061,706	-	1,530,853	66.7%	4,197,000
Equipment	98,044	27,889	44	70,111	28.5%	17,846
Capitalized Fixed Assets	26,000	868	9,495	15,637	39.9%	54,070
Other	5,000	1,000	-	4,000	20.0%	1,000
Appropriated Reserve	150,000	-	-	150,000	0.0%	-
TOTAL EXPENSES	17,667,788	10,300,481	1,389,670	5,977,637	66.2%	11,404,070

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)
DOWNTOWN PARKING

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Improvement Tax	840,000	684,341	-	155,659	81.5%	657,656
Parking Fees	5,662,166	4,103,349	-	1,558,817	72.5%	3,698,214
Investment Income	137,600	78,798	-	58,802	57.3%	102,275
Rents & Concessions	40,925	40,925	-	-	100.0%	23,740
Reimbursements	-	-	-	-	100.0%	4,598
Miscellaneous	1,500	(42)	-	1,542	-2.8%	(38,002)
Operating Transfers-In	353,858	235,905	-	117,953	66.7%	29,000
TOTAL REVENUES	<u>7,036,049</u>	<u>5,143,276</u>	<u>-</u>	<u>1,892,773</u>	<u>73.1%</u>	<u>4,477,481</u>
EXPENSES						
Salaries & Benefits	3,799,707	2,429,019	-	1,370,688	63.9%	2,351,725
Materials, Supplies & Services	1,842,052	1,086,775	177,152	578,124	68.6%	951,096
Special Projects	574,522	406,251	31,620	136,650	76.2%	99,640
Transfers-Out	297,121	198,081	-	99,040	66.7%	208,414
Capital Outlay Transfers	1,043,270	695,513	-	347,757	66.7%	440,000
Equipment	25,760	2,367	6,400	16,993	34.0%	6,730
TOTAL EXPENSES	<u>7,582,431</u>	<u>4,818,007</u>	<u>215,172</u>	<u>2,549,252</u>	<u>66.4%</u>	<u>4,057,605</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)
AIRPORT OPERATING FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Leases - Commercial / Industrial	4,171,000	2,900,884	-	1,270,116	69.5%	2,843,549
Leases - Terminal	5,183,033	3,138,751	-	2,044,282	60.6%	3,417,890
Leases - Non-Commerical Aviation	1,361,600	999,081	-	362,519	73.4%	1,011,441
Leases - Commerical Aviation	3,465,000	1,988,741	-	1,476,259	57.4%	1,538,516
Investment Income	214,300	119,094	-	95,206	55.6%	159,691
Miscellaneous	185,052	232,072	-	(47,020)	125.4%	85,423
Operating Transfers-In	450,503	200,111	-	250,392	44.4%	-
TOTAL REVENUES	15,030,488	9,578,733	-	5,451,755	63.7%	9,056,511
EXPENSES						
Salaries & Benefits	5,001,631	3,178,941	-	1,822,690	63.6%	3,012,875
Materials, Supplies & Services	6,646,161	4,027,239	465,385	2,153,537	67.6%	3,943,060
Special Projects	941,298	498,292	13,465	429,541	54.4%	415,893
Transfers-Out	44,212	29,475	-	14,737	66.7%	20,699
Debt Service	1,113,099	-	-	1,113,099	0.0%	-
Capital Outlay Transfers	3,853,399	1,047,271	-	2,806,128	27.2%	366,667
Equipment	129,276	57,643	-	71,633	44.6%	14,420
Appropriated Reserve	181,613	-	-	181,613	0.0%	-
TOTAL EXPENSES	17,910,688	8,838,861	478,850	8,592,977	52.0%	7,773,615

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

GOLF COURSE FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Fees & Card Sales	1,640,801	959,585	-	681,216	58.5%	996,298
Investment Income	9,900	6,705	-	3,195	67.7%	8,953
Rents & Concessions	302,322	175,851	-	126,471	58.2%	197,393
Miscellaneous	3,500	400	-	3,100	11.4%	4,103
Operating Transfers-In	103,623	69,082	-	34,541	66.7%	-
TOTAL REVENUES	2,060,146	1,211,622	-	848,524	58.8%	1,206,747
EXPENSES						
Salaries & Benefits	1,111,449	706,089	-	405,360	63.5%	711,116
Materials, Supplies & Services	547,478	314,328	99,626	133,524	75.6%	343,838
Special Projects	10,724	-	4,524	6,200	42.2%	300
Debt Service	230,294	180,294	-	50,000	78.3%	180,532
Capital Outlay Transfers	92,036	61,357	-	30,679	66.7%	46,667
Equipment	27,500	1,013	-	26,487	3.7%	2,597
Other	1,014	847	-	167	83.5%	847
Appropriated Reserve	45,375	-	-	45,375	0.0%	-
TOTAL EXPENSES	2,065,870	1,263,929	104,150	697,791	66.2%	1,285,896

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

INTRA-CITY SERVICE FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Service charges	99,584	66,389	-	33,195	66.7%	-
Work Orders - Bldg Maint.	3,035,446	2,090,428	-	945,018	68.9%	2,093,984
Grants	617,472	363,000	-	254,472	58.8%	125,499
Service Charges	2,033,543	1,356,021	-	677,522	66.7%	1,155,043
Miscellaneous	-	3,528	-	(3,528)	100.0%	283
Operating Transfers-In	334,902	223,268	-	111,634	66.7%	-
TOTAL REVENUES	6,120,947	4,102,635	-	2,018,312	67.0%	3,374,809
EXPENSES						
Salaries & Benefits	3,107,626	1,918,815	-	1,188,811	61.7%	1,807,906
Materials, Supplies & Services	1,105,502	720,350	78,248	306,904	72.2%	630,623
Special Projects	1,320,989	992,012	339,496	(10,519)	100.8%	516,459
Equipment	15,000	1,105	345	13,551	9.7%	10,290
Capitalized Fixed Assets	774,595	437,488	43,326	293,780	62.1%	137,759
TOTAL EXPENSES	6,323,711	4,069,770	461,415	1,792,527	71.7%	3,103,037

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

FLEET REPLACEMENT FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Vehicle Rental Charges	1,805,982	1,200,796	-	605,186	66.5%	1,194,285
Investment Income	149,700	90,202	-	59,498	60.3%	111,470
Rents & Concessions	224,401	149,601	-	74,800	66.7%	154,894
Miscellaneous	50,000	68,843	-	(18,843)	137.7%	32,734
TOTAL REVENUES	<u>2,230,083</u>	<u>1,509,442</u>	<u>-</u>	<u>720,641</u>	<u>67.7%</u>	<u>1,493,382</u>
EXPENSES						
Salaries & Benefits	158,537	104,631	-	53,906	66.0%	98,518
Materials, Supplies & Services	2,452	1,410	-	1,042	57.5%	1,337
Special Projects	300,000	-	-	300,000	0.0%	-
Capitalized Fixed Assets	1,041,657	261,104	157,324	623,230	40.2%	1,746,902
TOTAL EXPENSES	<u>1,502,646</u>	<u>367,144</u>	<u>157,324</u>	<u>978,178</u>	<u>34.9%</u>	<u>1,846,757</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

FLEET MAINTENANCE FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Vehicle Maintenance Charges	2,371,918	1,581,278	-	790,640	66.7%	1,579,612
Miscellaneous	60,000	17,649	-	42,351	29.4%	7,520
Operating Transfers-In	98,805	65,870	-	32,935	66.7%	-
TOTAL REVENUES	2,530,723	1,664,798	-	865,925	65.8%	1,587,132
EXPENSES						
Salaries & Benefits	1,147,349	748,332	-	399,017	65.2%	739,787
Materials, Supplies & Services	1,269,663	648,573	155,901	465,188	63.4%	697,098
Special Projects	60,000	21,717	2,829	35,454	40.9%	26,297
Equipment	5,000	-	-	5,000	0.0%	1,653
TOTAL EXPENSES	2,482,012	1,418,621	158,731	904,660	63.6%	1,464,835

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

SELF INSURANCE TRUST FUND

	** Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Insurance Premiums	2,547,084	1,698,056	-	849,028	66.7%	1,723,358
Workers' Compensation Premiums	2,500,000	1,666,666	-	833,334	66.7%	1,762,387
OSH Charges	182,894	-	-	182,894	0.0%	-
Investment Income	161,700	79,929	-	81,771	49.4%	120,110
Reimbursements	-	967	-	(967)	100.0%	316
Miscellaneous	-	2,933	-	(2,933)	100.0%	46,394
TOTAL REVENUES	5,391,678	3,448,551	-	1,943,127	64.0%	3,652,565
EXPENSES						
Salaries & Benefits	500,761	279,472	-	221,289	55.8%	251,949
Materials, Supplies & Services	4,860,238	3,163,470	203,870	1,492,898	69.3%	3,320,712
Special Projects	-	-	-	-	100.0%	100
Transfers-Out	3,694,328	2,462,633	-	1,231,695	66.7%	717,988
TOTAL EXPENSES	9,055,327	5,905,575	203,870	2,945,881	67.5%	4,290,749

**** The Self Insurance Trust Fund is an internal service fund of the City, which accounts for the cost of providing workers' compensation, property and liability insurance as well as unemployment insurance and certain self-insured employee benefits on a city-wide basis. Internal Service Funds charge other funds for the cost of providing their specific services.**

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

INFORMATION SYSTEMS ICS FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Service charges	2,286,395	1,524,262	-	762,133	66.7%	1,527,722
Miscellaneous	-	1,209	-	(1,209)	100.0%	-
Operating Transfers-In	19,740	13,160	-	6,580	66.7%	-
TOTAL REVENUES	<u>2,306,135</u>	<u>1,538,631</u>	<u>-</u>	<u>767,504</u>	<u>66.7%</u>	<u>1,527,722</u>
EXPENSES						
Salaries & Benefits	1,502,407	972,328	-	530,079	64.7%	963,869
Materials, Supplies & Services	553,174	415,696	108,234	29,245	94.7%	381,114
Special Projects	3,700	3,802	5,199	(5,301)	243.3%	4,049
Equipment	276,637	109,952	28,244	138,441	50.0%	178,200
Appropriated Reserve	11,432	-	-	11,432	0.0%	-
TOTAL EXPENSES	<u>2,347,350</u>	<u>1,501,778</u>	<u>141,676</u>	<u>703,896</u>	<u>70.0%</u>	<u>1,527,232</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 29, 2012 (66.7% of Fiscal Year)

WATERFRONT FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Leases - Commercial	1,332,869	1,000,407	-	332,462	75.1%	921,154
Leases - Food Service	2,352,254	1,705,039	-	647,215	72.5%	1,622,771
Slip Rental Fees	3,998,521	2,646,953	-	1,351,568	66.2%	2,567,438
Visitors Fees	463,000	277,124	-	185,876	59.9%	311,843
Slip Transfer Fees	425,000	386,100	-	38,900	90.8%	286,375
Parking Revenue	1,911,450	1,349,325	-	562,125	70.6%	1,240,259
Wharf Parking	244,000	153,997	-	90,003	63.1%	146,022
Other Fees & Charges	380,911	250,157	-	130,754	65.7%	252,984
Investment Income	185,859	95,786	-	90,073	51.5%	119,127
Rents & Concessions	301,173	227,797	-	73,376	75.6%	232,192
Grants	-	-	-	-	100.0%	4,256
Miscellaneous	155,000	108,027	-	46,973	69.7%	58,479
Operating Transfers-In	453,481	302,321	-	151,160	66.7%	-
TOTAL REVENUES	12,203,518	8,503,033	-	3,700,485	69.7%	7,762,900
EXPENSES						
Salaries & Benefits	5,461,051	3,577,624	-	1,883,427	65.5%	3,528,774
Materials, Supplies & Services	3,455,120	2,134,172	610,411	710,538	79.4%	2,045,758
Special Projects	137,020	91,511	-	45,509	66.8%	51,382
Debt Service	1,776,789	1,051,353	-	725,436	59.2%	1,042,388
Capital Outlay Transfers	934,483	622,989	-	311,494	66.7%	646,241
Equipment	117,500	53,323	571	63,606	45.9%	15,936
Capitalized Fixed Assets	50,000	-	-	50,000	0.0%	-
Other	-	2,540	-	(2,540)	100.0%	2,540
Appropriated Reserve	50,000	-	-	50,000	0.0%	-
TOTAL EXPENSES	11,981,963	7,533,512	610,982	3,837,470	68.0%	7,333,018

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Contract For Final Design Of The Chapala Street Bridge Replacement Project

RECOMMENDATION:

That Council authorize the Public Works Director to execute a City Professional Services contract with Drake Haglan & Associates, in a form acceptable to the City Attorney, in the amount of \$385,801.53 for design services for the Chapala Street Bridge Replacement Project, and authorize the Public Works Director to approve expenditures of up to \$38,580 for extra services of Drake Haglan & Associates that may result from necessary changes in the scope of work.

DISCUSSION:

BACKGROUND

On January 26, 2010, Council authorized a contract with Drake Haglan & Associates (DHA) for preliminary design services for the Chapala Street Bridge Replacement Project (Project). On February 2, 2012, the Planning Commission adopted the Mitigated Declaration and approved the Project's Coastal Development Permit (Resolution 003-12). The Project is now ready to move into the final design phase and return to the Historic Landmarks Commission for design approval.

The replacement of this structurally deficient bridge is being funded by the Federal Highway Bridge Program (HBP). Federal HBP funds will reimburse the City 88.53% of the design, right-of-way, and construction costs. State toll credit funds will provide the local match for the right-of-way and construction phases, leaving the City to pay only 11.47% of the design costs.

The existing Chapala Street Bridge is a simple-span timber beam bridge, and is set on a 66-degree skewed angle. The bridge, built circa 1920, is resting on sandstone abutments. Due to the high angled skew, the end spans are supported on triangular riveted steel pony trusses. Sometime after 1973, the bridge was closed to traffic until it

was completely reconstructed in early 1976, leaving the original structural system (trusses) and abutments as the only bridge components from the original bridge. After reconstruction, Caltrans again found the trusses to be substandard, so the trusses were modified in mid-1976 to increase their stability. However, after Chapala Street was closed to through traffic due to construction of the cross-town freeway, Caltrans was again concerned about the stability of the trusses. Subsequently, Caltrans performed another structural analysis, resulting in the City adding sidewalks to keep traffic in the center of the street and away from the bridge's edge near the trusses. In 2006, Caltrans officially posted the bridge for a maximum of 15-tons gross vehicle load.

PROJECT DESCRIPTION

The Project involves demolishing the existing 4,655-square feet bridge deck and replacing it with a 2,740-square feet bridge deck. The south side of the new bridge deck would be supported on piles and a foundation behind the existing sandstone abutment. The north side of the new bridge would be supported by a new abutment that would be located in the same location as the existing sandstone wall. In consensus with Creeks and Transportation staff recommendations, and as approved by the Planning Commission, the new bridge will be reduced in width and still able to provide one vehicular lane in each direction and a five-foot sidewalk on each side.

The northerly bridge abutment will be immediately adjacent to the proposed Lower Mission Creek Flood Control Project (LMCFP) bypass box culvert. Due to the close proximity, the box culvert is planned to be constructed as a bid alternative to the Project in effort to limit construction disturbance in this area.

DESIGN PHASE CONSULTANT ENGINEERING SERVICES

DHA was selected according to the Request for Qualifications method described in the Caltrans Local Assistance Procedures Manual. In 2010, Council awarded only the Preliminary Design to DHA, as there were insufficient federal funds authorized for the project at that time to complete the final design. In March 2012, FHWA authorized additional grant funds for the Project. Staff negotiations with DHA produced a fair and reasonable cost in the amount of \$385,801.53 for final design and expenditures of up to \$38,580 for extra services of DHA that may result from necessary changes in the scope of work.

COMMUNITY OUTREACH

The Project went before the Historic Landmarks Commission for two concept reviews and for the acceptance of the Cultural Resource Reports. It also went to the Planning Commission on two occasions for the Environmental Scoping Hearing and adoption of the Mitigated Negative Declaration and approval of the Coastal Development Permit. The Project is required to return to the Historic Landmarks Commission for Design Approval and to the Parks Commission for tree removal in the public right-of-way. All of the hearings will be publicly noticed.

When the construction contract is awarded, notifications by mail, including fact sheets in both English and Spanish, will be sent out to owners and residents providing basic Project related information, including the dedicated Project phone number and website address. Pre-construction public meetings will be held to inform owners and residents of the construction timeline and review the Project's details. Planned outreach methods during construction include Project road signs, City Television updates, local media press releases, and a ribbon cutting ceremony for the completed bridge.

FUNDING

The following summarizes estimated total Project costs. The Federal HBP will pay 88.53% of eligible design, right-of-way, and construction costs. State toll credit funding sources provide the local match for the right-of-way and construction phases with the City share of 11.47% for the design phase only.

The following summarizes all estimated total Project costs:

ESTIMATED TOTAL PROJECT COST

Design	FHWA Share	State* Share	City Share	Total Cost
Design Phase				
Preliminary Design (by contract with DHA)	\$153,852	\$0	\$19,933	\$173,785
Final Design (this contract with DHA)	\$375,705	\$0	\$48,677	\$424,382
Environmental Review and Permits	\$111,359	\$0	\$14,428	\$125,787
Survey	\$13,260	\$0	\$1,718	\$14,978
City Staff Project Management & Review	\$182,652	\$0	\$42,348	\$225,000
Subtotal (Design)	\$836,828	\$0	\$127,104	\$963,932
Right-of-way Phase				
Temporary Construction Easements	\$291,450	\$37,760	\$0	\$329,210
Subtotal (Right-of-way)	\$291,450	\$37,760	\$0	\$329,210
Construction Phase				
Construction	\$1,133,184	\$146,816	\$0	\$1,280,000
Construction Engineering	\$169,978	\$22,022	\$0	\$192,000
Contingency	\$113,318	\$14,682	\$0	\$128,000
Subtotal (Construction)	\$1,416,480	\$183,520	\$0	\$1,600,000
TOTAL PROJECT COST	\$2,544,758	\$221,280	\$127,104	\$2,893,142

*State Toll Credit Funds

There are sufficient funds in the Streets Capital Program to cover the City share for the Project.

PREPARED BY: John Ewasiuk, Principal Engineer/JC/sk

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: Transportation Division, Public Works Department

SUBJECT: Execution Of Agreement For The Operation Of The Granada Garage Bicycle Station

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a License Agreement with Bikestation Coalition for the continued operation of the bicycle station located in the Granada Garage, in the amount of \$8,333, until June 30, 2012; and
- B Authorize the Public Works Director to execute annual License Agreements with Bikestation Coalition, in a form acceptable to the City Attorney, for Fiscal Years 2013 through 2018 in an amount up to \$25,000 per year.

DISCUSSION:

On March 23, 2001, Council approved the Granada Garage Project (Project), including space for a bicycle station, offices for Downtown Parking staff, a shared trash facility and public restrooms. Council also included the Planning Commission's conditions and the Resolution describing the elements listed above as part of the Project.

The 1,300 square foot bicycle station houses a 78-space 2-tier bike rack, providing enclosed, secure, and convenient bike parking for downtown employees, thereby enhancing the attractiveness of commuter bicycling. Facility amenities include a work bench, floor space for minor bike maintenance and repair, a unisex restroom, a shower, day-use lockers, and a transit and commuter information kiosk. The inclusion of the bicycle station in the Project design follows the intent of the Circulation Element by providing members of the public an alternative to driving automobiles to work in the downtown area. Individuals who choose to ride their bikes to work may store them at the bicycle station and enjoy the convenience of available lockers and restroom facilities. Additionally, bicycle parking in the facility was used during the Project planning process as another measure to help offset the increased vehicle trips which may be generated by the 360 additional parking spaces in the new parking garage.

Because the Project was financed by Redevelopment Agency tax-exempt bonds, commercial uses were greatly limited. The opinion at that time was that commercial uses, other than City offices or the bicycle station, could compete with similar existing businesses in the area, which could have resulted in the bonds being taxable rather than tax-exempt.

In December 2006, the Public Works Director executed a five-year agreement to operate the bicycle station. In the past five years, the Bikestation Coalition ("Bikestation") has successfully provided secure and convenient bike parking for downtown employees.

In 2009, Bikestation conducted a survey to measure the effectiveness of the station and gather demographic statistics. Currently, there are 50 members and the station is at 60% capacity. Due to the economy over the last two years, membership has declined; however usage has remained stable. Santa Barbara Bikestation members are more active than the members in the Palo Alto and Long Beach facilities, which are also managed by Bikestation. The membership of the Santa Barbara Bikestation is fairly even between men and women, with the majority of members in the age range of 41 to 50. Work is the main travel destination for members; however, other frequent destinations include the Library, MTD Transit Center, and retail stores.

In September of 2011, the City solicited a request for proposals to operate the bicycle station. Staff received two proposals: one from the current operator, Bikestation, and one from the Santa Barbara Bicycle Coalition ("SBBC"). After a review of the proposals and interviews with representatives of SBBC and Bikestation, staff determined that the proposal submitted by Bikestation was more responsive to the City's needs.

Staff recommended the selection of Bikestation as the facility operator because their proposal was responsive to the needs outlined in the City's RFP, including maintaining the same number of bike racks and having secure, convenient, membership-only parking available for downtown employees at all hours. Over the last five years, Bikestation has demonstrated that they have the knowledge and experience to successfully operate a bicycle parking facility. The Downtown Parking Committee has also expressed a preference for the existing non-staffed model that targeted downtown employees as being more in line with their vision of how the facility should be operated, instead of the Bici-Centro model that was proposed by SBBC.

In addition to the recommendation to award operation of the facility to Bikestation, staff suggested that Bikestation consider a partnership with SBBC as a way for a local group to assist with membership, outreach, marketing and promotion efforts. After a brief negotiation with Bikestation, SBBC withdrew from the effort. City staff, with Bikestation's consent, then offered to contract directly with SBBC for membership, outreach and marketing as well as using the facility for bicycle clinics. SBBC decided to not contract directly with the City, leaving Bikestation as the sole entity working with City staff on a new operating agreement for the facility. City staff has communicated its

interest in working with SBBC in the future on marketing, hosting special clinics, and assisting with special events.

The facility will continue to use the Bikestation's Proprietary Membership Management and Access System. The Bikestation will issue memberships at a nominal cost to bicyclists interested in using the facility. The purpose of the membership is to provide a safe and secure 24-hour facility for people wishing to store their bicycles. Proximity keys will be issued to the members, allowing access to the facility, restrooms, showers, and other services.

At the February 9, 2012, Downtown Parking Committee meeting, the committee voted unanimously to recommend that Council authorize the Public Works Director to execute annual contracts with Bikestation for the next five fiscal years for the operation of the bicycle station at the Project. The Committee recommended that the City's contract with Bikestation provide a \$20,000 annual operating budget to be used to support membership management, marketing, administration, and any other miscellaneous items needed to operate the Bicycle Station. The Committee also recommended that the contract provide for payment of an annual marketing incentive. As part of this marketing incentive, Bikestation would receive \$200 for every membership received during the contract year, up to \$5,000.

BUDGET/FINANCIAL INFORMATION:

In order to align the term of the agreement to operate the bicycle station facility within the fiscal year, staff has negotiated a new agreement with Bikestation to extend the current agreement until June 30, 2012. A five-year agreement, with options to renew each year, will take effect July 1, 2012, and expire on June 30, 2017. The annual payment of \$20,000 provides for operational expenses including repairs and management of the membership program. An additional marketing incentive payment, up to \$5,000 annually, is available depending on the costs of outreach, marketing, and generating new memberships.

The Downtown Parking program has budgeted sufficient funds to cover annual operational expenses for the bicycle station.

PREPARED BY: Browning Allen, Transportation Manager/kts

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: Transportation Division, Public Works Department

SUBJECT: Execution Of Agreement With New Beginnings Counseling Center
For The Recreational Vehicle Safe Parking Program

RECOMMENDATION: That Council:

- A. Authorize the City Administrator to execute an Agreement with the New Beginnings Counseling Center to administer the Recreational Vehicle Safe Parking Program in City-operated parking lots for Fiscal Year 2012, maintaining the current annual funding of \$43,500 from the General Fund; and
- B. Authorize the City Administrator to execute a five-year Agreement, in a form acceptable to the City Attorney, with New Beginnings Counseling Center to administer the Recreational Vehicle Safe Parking Program, effective July 1, 2012.

DISCUSSION:

Background

The Recreational Vehicle (RV) Safe Parking Program (Program) began in 2003 as a component of the New Beginnings Counseling Center's (NBCC) Homeless Outreach Program. The Program's focus is to reduce the number of people on the streets at night by providing safe locations for overnight parking in church and non-profit agency parking lots, with the goal of eventually transitioning them into permanent housing.

On August 2005, the City entered into an Agreement with NBCC for the operation of the RV Program using five parking spaces at the Carrillo Commuter Lot. On April 24, 2007, Council approved an expansion of the Program, adding three more spaces at the Carrillo Commuter Lot for a total of eight parking spaces at the Carrillo Lot, three new spaces at the Garden Street Visitor Center Lot, and three new spaces at the Cota Commuter Lot. On August 21, 2007, Council approved the allocation of \$36,420 from the General Fund to NBCC to hire additional staff for the permitting and monitoring of the Program. The amount of \$36,420 was established based on what NBCC needed to issue permits and provide the necessary case management and monitoring for the expansion of RV overnight parking in City lots, and the RV parking in the C-M and M-1

Council Agenda Report

Execution Of Agreement With New Beginnings Counseling Center For The Recreational Vehicle Safe Parking Program

April 10, 2012

Page 2

zones. In June 2008, funding was increased to \$43,500 to cover higher monitoring costs.

Current Status

NBCC has successfully abided by the terms of the Agreement and has minimized impacts to parking lot operations. Permitting and monitoring efforts have been successful in gaining compliance with the terms of the Agreement thus minimizing impacts to parking lot operations and the surrounding neighborhoods. Except for complaints from one resident, during the first year of the program, staff has not received any complaints or reports from the public, or any reports from the Police Department regarding non-compliance with any terms of the Agreement.

On July 28, 2009, Council approved NBCC's request to increase the number of parking permits in the City-operated parking lots. Two additional spaces were added (five total) in the Garden Street Lot, two additional spaces were added (ten total) in the Carrillo Commuter Lot and seven additional spaces were added (ten total) in the Cota Commuter Lot bringing the total spaces to 25, the maximum that these three parking lots can safely accommodate without adversely impacting parking operations and public safety. The Harbor Commission and the Downtown Parking Committee continue to support staff's recommendation to keep this number of parking spaces available for the Program.

Recommendation

The previous Agreement expired on December 31, 2011. In order to process outstanding invoices, staff recommends executing a new Agreement retroactively effective July 1, 2011, with a termination date of June 30, 2012. Staff also recommends execution of a five-year Agreement, effective July 1, 2012 in a form acceptable to the City Attorney.

These changes will place the Agreement's effective and termination dates within the City's fiscal year, allowing for more efficient planning and budgeting. NBCC has effectively administered the Program, with a minimal number of complaints and with minimal impacts on parking operations. Staff recommends maintaining the current annual funding level of \$43,500 from the General Fund to support NBCC staff's monitoring and case management efforts.

FISCAL/BUDGET IMPACT

There are existing budgeted funds in the General Fund specifically for the NBCC Program. These funds will also be included in the Fiscal Year 2013 recommended budget.

Council Agenda Report

Execution Of Agreement With New Beginnings Counseling Center For The Recreational
Vehicle Safe Parking Program

April 10, 2012

Page 3

PREPARED BY: Browning Allen, Transportation Manager/VEG/kts

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Appropriation Of Highway Bridge Program Funding For De La Guerra Street And Gutierrez Street Bridge Replacement Projects

RECOMMENDATION: That Council:

- A. Accept Federal Highway Administration Highway Bridge Program grant funding in the total amount of \$575,445, for the De La Guerra Street Bridge Replacement Project;
- B. Accept Federal Highway Administration Highway Bridge Program grant funding in the total amount of \$663,975, for the Gutierrez Street Bridge Replacement Project;
- C. Authorize the increase of estimated revenues and appropriations in the Fiscal Year 2012 Streets Capital Fund by \$575,445 for design of the De La Guerra Street Bridge Replacement Project;
- D. Reprogram up to \$74,555 of existing surplus appropriations in the Streets Fund for the Haley/De la Vina Street Bridge Project to the De La Guerra Street Bridge Replacement Project;
- E. Authorize the increase of estimated revenues and appropriations in the Fiscal Year 2012 Streets Capital Fund by \$663,975 for design of the Gutierrez Street Bridge Replacement Project; and
- F. Reprogram up to \$86,025 of existing surplus appropriations in the Streets Fund from the Haley/De la Vina Street Bridge Project to the Gutierrez Street Bridge Replacement Project.

DISCUSSION:

BACKGROUND

The Highway Bridge Program (HBP) is funded by the Federal Highway Administration (FHWA) and covers replacement and rehabilitation of bridges that are located off the state and interstate system of highways. Caltrans inspects all bridges across the state in accordance with National Bridge Inspection Standards. Bridges that are structurally deficient or functionally obsolete with a sufficiency rating of less than 80 are eligible for rehabilitation. Bridges that are structurally deficient or functionally obsolete with a sufficiency rating of less than 50 are eligible for replacement.

Both the De La Guerra Street and Gutierrez Street Bridges at Mission Creek are eligible for replacement under the HBP. FHWA funds will be used to reimburse the City for 88.53% of design, right of way, and construction costs. While funding comes from FHWA, Caltrans' Local Assistance provides project oversight.

The replacement of these two bridges were not included in the Lower Mission Creek Flood Control Project (LMCFC Project) description. However, their replacement will provide an opportunity to embellish the enhancement and restoration of aquatic and riparian habitat. The design will also include lengthening the span of the bridges to meet hydraulic conveyance requirements, transition walls to accommodate the future LMCFC Project, bridge railing designs, sidewalk and street enhancements, and utility realignments.

DESIGN PHASE CONSULTANT ENGINEERING SERVICES

After the appropriation of funds is approved, design consultants will be selected using the Request for Qualification process that will follow Caltrans' Local Assistance Procedures Manual requirements. Consultants will be rated based upon their qualifications and technical proposals. A shortlist of Consultants will be developed and interviews conducted with the top Consultant candidates. Based upon the proposals and interview, the most qualified Consultant will be asked to provide a cost proposal to perform the work.

COMMUNITY OUTREACH

As these bridges were not part of the LMCFC Project, they will require their own environmental documentation. However, the designs will be able to build upon the related LMCFC Project's Environmental Impact Statement/Environmental Impact Report and Preliminary Design as a basis for their designs. The two bridge projects will also be reviewed by the Planning Commission, the Architectural Board of Review, and the Creeks Committee.

Elements of community outreach will be required as part of the Consultant's contract. Additional public information will be disseminated throughout each of the two bridge projects in a timely manner, similar to what has been done for the recently completed bridge replacement projects. Also, information will be made available on the Lower Mission Creek website (www.lowermissioncreek.org), or the Public Works Department, Engineering Division webpage, under Lower Mission Creek Bridge Projects. Staff will provide a HBP Bridge Program Summary Report as part of the third quarter Capital Improvement Program (CIP) presentation and another HBP Bridge Program Update at the annual CIP presentation.

FUNDING

The following summarizes the two future estimated total Project costs with the City's share, broken out at 11.47% for participating costs and 88.53% for HBP funds:

ESTIMATED TOTAL PROJECT COST

De La Guerra Street Bridge Replacement	City Share	HBP Share	Total Project Costs
Design	\$74,555	\$575,445	\$650,000
Right of Way	\$114,700	\$885,300	\$1,000,000
Construction	\$480,020	\$3,704,980	\$4,185,000
Non-Participating Costs	\$100,000	\$0	\$100,000
TOTAL PROJECT COST	\$769,275	\$5,165,725	\$5,935,000

Gutierrez Street Bridge Replacement	City Share	HBP Share	Total Project Costs
Design	\$86,025	\$663,975	\$750,000
Right of Way	\$114,700	\$885,300	\$1,000,000
Construction	\$517,957	\$3,997,793	\$4,515,750
Non-Participating Costs	\$100,000	\$0	\$100,000
TOTAL PROJECT COST	\$818,682	\$5,547,068	\$6,365,750

Appropriation of the federal HBP grant and reprogramming of existing surplus appropriation will provide sufficient funds in the Streets Capital Fund to cover the cost for engineering design. The estimated funds for the City's matching share of the right of way and construction phases are intended to be programmed in later fiscal years, using funds generated through the sale of properties temporarily acquired for construction of other HBP bridge replacement projects.

Effective March 8, 2012, FHWA has given the City approval to proceed with reimbursable work on the design phase of these two bridge replacement projects.

Project costs will be re-evaluated after the preliminary design is completed for each bridge project. At that time, staff may request an adjustment to approved amounts through Caltrans to the FHWA as necessary. Staff will require additional appropriations to proceed with future phases of work. Staff will seek Council approval of additional appropriations and award of contracts as the various phases of the projects develop.

Council Agenda Report

Appropriation Of Highway Bridge Program Funding For De La Guerra Street And
Gutierrez Street Bridge Replacement Projects

April 10, 2012

Page 4

PREPARED BY: John Ewasiuk, Principal Civil Engineer/JC/sk

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works

SUBJECT: Declaration Of Property At 306 West Ortega Street As Excess And Subject To Disposal By Public Auction

RECOMMENDATION:

That Council declare the real property located at 306 West Ortega Street in excess to the City's needs, and authorize disposition of said property according to state and local guidelines. All actions will be subject to the review and approval by the City Attorney to dispose of said property by public auction in accordance with Santa Barbara Municipal Code (SBMC) Chapter 4.28 and Section 520 of the Santa Barbara City Charter.

DISCUSSION:

The property located at 306 West Ortega Street was acquired as a necessary right of way acquisition for the Ortega Street Bridge Replacement Project (Bridge Project) (see Attachments 1 and 2). Council approved the acquisition of the Bridge Project properties on February 23, 2010. The subject property was acquired in full, due to its proximity to the bridge and potential damage to the residence as a consequence of pile driving and other heavy construction activity. The property abuts the east side of Mission Creek where the new bridge has been installed. The property was part of an existing rental complex owned by Mission Creek Properties (MCP). MCP sold the property to the City and retained an option to re-acquire the property at the same price as sold upon completion of the Bridge Project. A separate parcel was created prior to the City acquiring the property. MCP opted to not exercise their option to re-purchase the property stating that the value of the property had declined since the original sale. Subsequently, the property is now considered surplus to the City and eligible to be sold through the public auction process.

Staff will follow all necessary procedures, including noticing to agencies and the preparation and coordination of the execution of documents by authorized parties as required. All actions will be subject to the review and approval of the City Attorney to dispose of said property by public auction in accordance with SBMC Chapter 4.28 and Section 520 of the Santa Barbara City Charter.

Pending any interest expressed by the state or local agencies being noticed of the excess land sale, staff is proposing to offer the property for sale via the City's public auction process. The public auction process was successfully used in the sale of the City excess property at 404 Garden Street in 2005. It is intended that the auction will be advertised for a two-week period with a deadline designated for receipt of sealed bids by interested parties. Bid packages containing general information about the property, including an established minimum bid, will be made available.

In addition to this process, staff is evaluating proposals from local realtors to market and list this property, as well as the other City properties, previously declared excess, using the Multiple Listing Service and all other resources available to professional real estate sales companies. This is intended to result in a larger number of parties bidding on the properties, with the expectation of increasing the proceeds from the sales. Staff is considering hiring one realtor for the sales of the residential properties, and another for the sale of the commercial property. Staff will return to Council in approximately a month to request authorization to hire the selected realtor(s).

The anticipated sale process includes accepting bids from the most qualified buyers identified which includes an earnest money deposit of \$5,000 dollars by cashier's check or money order. At bid opening, a designated City official will open the sealed bids and declare the highest bidder eligible to purchase the property. From this point, overbidding in increments of \$5,000 dollars shall be allowed until the highest bid is determined. The remaining bidders shall have their respective deposits returned. The winning bidder will then be required to complete any subsequent negotiations with staff in order to execute a Land Purchase Agreement to be approved and accepted by City Council.

Proceeds from the sale shall be deposited to a specified City Public Works account as appropriate, per Federal Highway Administration standards for use as the City's match portion of funding for future City bridge replacement projects eligible for funding under the FHWA Highway Bridge Program (HBP). The success of this effort will be a significant boost to the City's ability to finance its share of the Federal Highway Administration's HBP grant projects going forward.

The Bridge Project was funded at approximately 88.5% by the Federal Highway Administration's Bridge Replacement Program with the City making up the remaining 11.5%.

ATTACHMENTS: 1. Aerial map of property location
 2. Assessor's parcel map of 306 West Ortega Street

PREPARED BY: John Ewasiuk, Principal Civil Engineer/DT/mj

SUBMITTED BY: Christine F. Andersen, Public Works Director

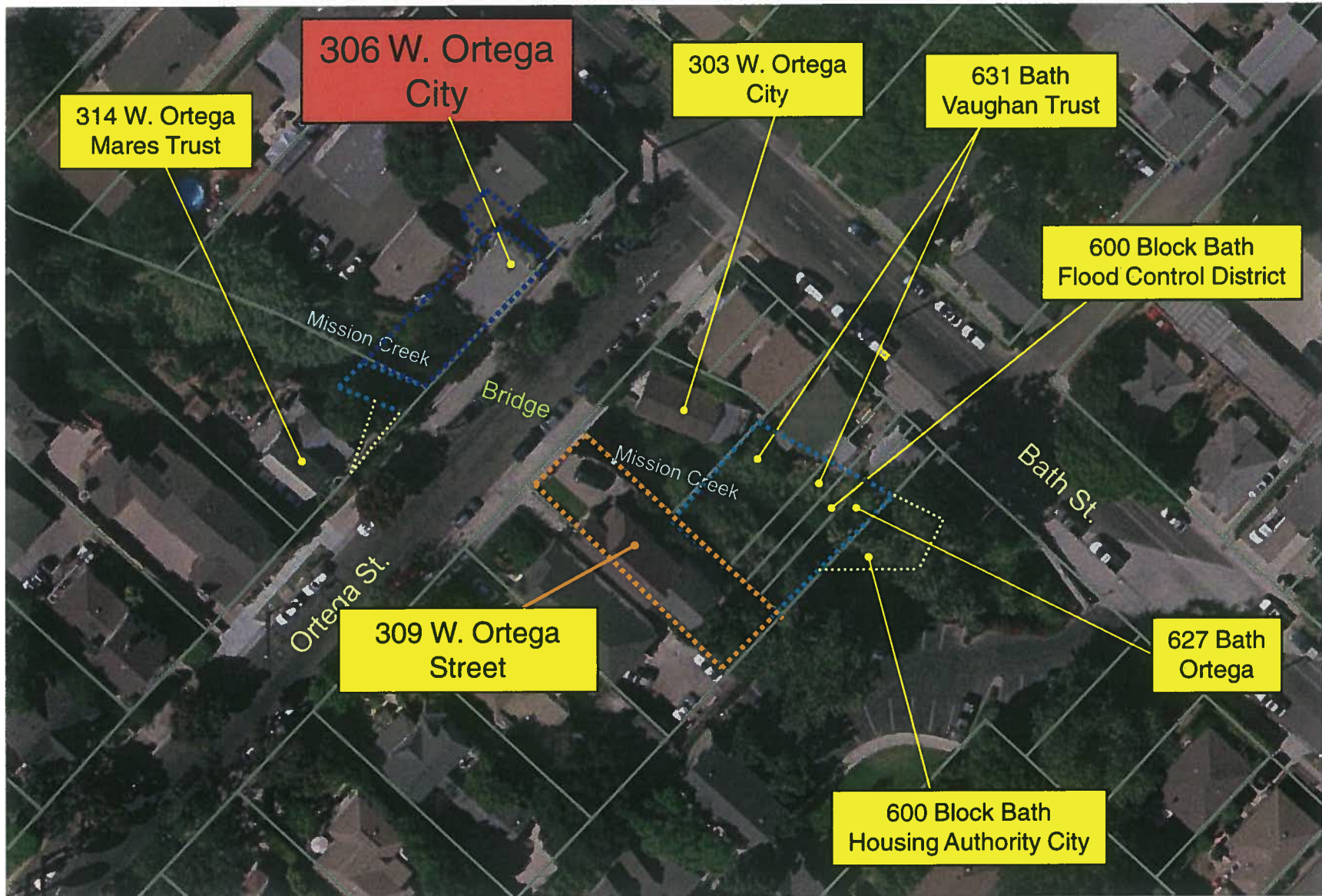
APPROVED BY: City Administrator's Office



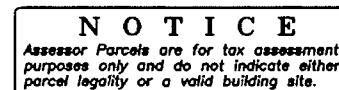
Aerial Map

306 West Ortega Street

ATTACHMENT 1



POR. PUEBLO LANDS



City of Santa Barbara
Assessor's Map Bk, 037 -Pg, 07
County of Santa Barbara, Calif.



CITY OF SANTA BARBARA
COUNCIL ACTING AS SUCCESSOR AGENCY
TO THE CITY OF SANTA BARBARA
REDEVELOPMENT AGENCY
AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: Community Development Department

SUBJECT: Adoption Of The Preliminary Recognized Obligation Payment Schedule
And Fiscal Year 2012 Proposed Budget

RECOMMENDATIONS: That Council, acting as the Successor Agency to the City of Santa Barbara Redevelopment Agency:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara, Acting as Successor Agency to the City of Santa Barbara Redevelopment Agency, Adopting a Preliminary Recognized Obligation Payment Schedule for the Period of January 1, 2012, to June 30, 2012;
- B. Adopt the Redevelopment Obligation Retirement Fund and City Affordable Housing Fund Proposed Budgets for Fiscal Year 2012; and
- C. Approve the transfer of remaining assets from the RDA to the new Successor Agency funds.

DISCUSSION:

Preliminary Recognized Obligation Payment Schedule

On January 10, 2012, the City Council designated itself as the successor agency to the Redevelopment Agency of the City of Santa Barbara. On January 31, 2012, in its final formal act, the Redevelopment Agency of the City of Santa Barbara adopted an enforceable obligation payment schedule ("EOPS") to comply with the requirements of AB1X 26 (the "Dissolution Act"). The Dissolution Act further requires that a successor agency prepare an Initial Draft Recognized Obligation Payment Schedule (ROPS) by March 1, 2012. This Initial Draft ROPS was prepared and submitted to the Santa Barbara County Auditor, the State Controller's Office and the State Department of Finance on February 28, 2012. The Initial Draft ROPS is a schedule of contractual obligations which replaces the interim EOPS and, as with the EOPS, the Initial Draft

ROPS must list and provide specific information as to each obligation that a successor agency must honor. The Initial Draft ROPS covered the time period between February 1, 2012 and June 30, 2012.

Due to the vagueness of AB X1 26 and the various ways to interpret the requirements of AB 1X 26, the League of California Cities is recommending that Successor Agencies also adopt a Preliminary Recognized Obligation Payment Schedule ("PROPS") and submit the Preliminary ROPS to the County Auditor Controller, State Controller's Office and the State Department of Finance. The only change from the Initial Draft ROPS is that Item #6 Annual Financial Audit is no longer required to be a part of any ROPS. In order to be consistent with the various versions of the ROPS and the numbering, we have simply left #6 blank. The PROPS before the Successor Agency today (Attachment #1) will cover the period of January 1, 2012 to June 30, 2012.

Redevelopment Obligation Retirement Fund Proposed Budget: Fiscal Year 2012

As a result of the dissolution of the Redevelopment Agency of the City of Santa Barbara (RDA), the City assumed the role of Successor Agency, thereby carrying on the functions previously held and performed by the RDA. As such, it is necessary to adopt a budget for the new Redevelopment Obligation Retirement Fund (Fund 121 and Fund 322) and City Affordable Housing Fund (Fund 122) for Fiscal Year 2012. By adopting the proposed budget for these new funds, the Successor Agency may continue to make payments as per the Recognized Obligation Payment Schedule (ROPS). The proposed budget is for the period of February 1, 2012 through June 30, 2012.

The proposed budget includes administrative costs such as personnel costs of employees administering the dissolution of the RDA and transferring remaining assets to the Successor Agency, ongoing legal costs pertaining to the dissolution of the RDA, supplies and materials, and other maintenance and support costs. The total administrative budget is \$629,944.

The Successor Agency may receive an administrative allowance to fund administrative costs, subject to approval by the Oversight Board. This allowance is based on a percentage applied to property tax allocated to the successor agency to fund the ROPS; five percent for Fiscal Year 2012, and three percent each year thereafter. This amount shall not be less than \$250,000 for any fiscal year, unless negotiated by the Successor Agency and Oversight Board. Unfortunately, the basis for calculating the 5% for this fiscal year is not clear. At a minimum, the Successor Agency will be eligible for an administrative allowance of \$565,071; therefore, additional funds of \$64,873 may be required from the General Fund. Staff will monitor the administrative budget, and if needed, will return to the City Council to recommend a transfer from the General Fund to cover any shortfall.

Staff is also recommending appropriations for project costs previously funded and budgeted in RDA funds and included on the ROPS, totaling \$21,923,561. The amount

includes costs for debt service, the shuttle bus program, restorative policing, and various capital projects.

In total, the Redevelopment Obligation Retirement Fund proposed budget is \$22,553,505 (see Attachment 2 for details). To fund the proposed budget, staff is recommending the transfer of all remaining assets of the RDA to the Redevelopment Obligation Retirement Fund in the amount of \$25,654,490, which is consistent with AB1X 26, thereby providing sufficient funds to the Successor Agency to carry out the programs and activities of the RDA.

As to the City Affordable Housing Fund, staff is recommending a budget totaling \$313,169 (see Attachment 3). The proposed budget includes personnel costs for employees involved in affordable housing programs, supplies and services, and other maintenance and support costs. Staff anticipates revenues from interest payments received on outstanding housing loans will be adequate to fund the budgeted costs. Additionally, staff is recommending the transfer of remaining assets of the RDA Housing Fund to the City Affordable Housing Fund in the amount of \$55,080,962. Of this amount, \$49,752,417 represents non-spendable assets pertaining to outstanding housing loans. The remaining \$5,328,545 represents spendable, but unavailable reserves. At this time, it is unclear whether the City may be able to retain these reserves for future affordable housing programs, or if the City will be required to remit the funds to the County Auditor-Controller.

BUDGET/FINANCIAL INFORMATION:

There are no direct financial impacts to approving the PROPS as these are already current obligations of the Redevelopment Agency.

ATTACHMENTS: 1. Preliminary Recognized Obligation Payment Schedule
 2. Successor Agency Proposed Budget Fiscal Year 2012

PREPARED BY: Brian J. Bosse, Housing Manager/MEA

SUBMITTED BY: Paul Casey, Assistant City Administrator

APPROVED BY: City Administrator's Office

12	RPTTF	Chase Palm Park Lighting/Electrical Upgrade	Imperial Electric Contract #45221 6/20/11	Replace existing lighting at Chase Palm Park, remove ground lights, add outlets and 5 new fixtures in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement	\$ 560,000	\$ 230,667		\$ 46,133	\$ 46,133	\$ 46,133	\$ 46,133	\$ 46,135	\$ 230,667
13	RPTTF	Plaza del Mar Restroom Renovation	Tomar Construction Company Contract #386618 11/15/11	Construction contract for renovation of heavily-used park restroom in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement	\$ 212,000	\$ 176,667		\$ 35,333	\$ 35,333	\$ 35,333	\$ 35,333	\$ 35,335	\$ 176,667
14	RPTTF	Pershing Park Restroom Renovation	Tomar Construction Company Contract #386618 11/15/11	Construction contract for renovation of heavily-used park restroom in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement	\$ 120,000	\$ 100,000		\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 100,000
15	RPTTF	Police Department Headquarters Development		Engineering, design and construction of new Police Department Headquarters in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement #548 6/21/11									
	RPTTF	Police Department Construction	TBD	Construction of new Police Department Headquarters	\$ 14,174,370	\$ -							\$ -
16	RPTTF	Police Depart. Annex Lease Cost	L L & A-Z Lease Agreement #20,106 1/11 - 6/12	Construction related tenancy and in compliance with 2011 Cooperation Agreement #549 6/21/11	\$ 198,000	\$ 132,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 132,000
17	RPTTF	Fire Station - 925 de la Vina Rental Costs	Amita Limited LLC Lease Agreement #22,538 11/07 - 10/12	Construction related tenancy and in compliance with 2011 Cooperation Agreement #550 6/21/11	\$ 269,750	\$ 124,500	\$ 20,750	\$ 20,750	\$ 20,750	\$ 20,750	\$ 20,750	\$ 20,750	\$ 124,500
18	RPTTF	Parking Lot Construction Fund	Republic Elevator #385094 3/14/11	Contract for the required safety upgrade of Lot 10 and Lot 2 elevators and installation of safety cameras in Granada Garage in compliance with the obligations set forth in the 2003 Multi-Year Agreement	\$ 218,320	\$ 182,012	\$ 79	\$ 36,387	\$ 36,387	\$ 36,387	\$ 36,387	\$ 36,385	\$ 182,012
19	RPTTF	Library Plaza Renovation	Campbell & Campbell Design #999536 2/15/11 and construction TBD	Contracted design services for renovation of Library Plaza in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement #553 6/21/11	\$ 2,087,869	\$ 62,400	\$ 12,400	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 62,400

20	RPTTF	Lower West Downtown Street Lights Phase I	Smith Engineering #23,267 2/8/10, Phillips Lumec #385838 6/21/11, Ameron International Pole Products #385839 6/21/11 , Taft Electric Company #23,880 9/27/11	Contracted services for the engineering and construction of the West Downtown Street Lighting Project Phase I in compliance with the obligations set forth in the 2003 Multi-Year Agreement	448,889	410,715	\$ 36,640	\$ 74,815	\$ 74,815	\$ 74,815	\$ 74,815	\$ 74,815	\$ 74,815	\$ 410,715
21	RPTTF	Cabrillo Pavilion Arts Center Assessment Study	GreenPlay #23,827 6/28/11 , KBZ Architects #23,862 9/9/11, City of Santa Barbara	Contracts for the development of a structural assessment, business plan and project management in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement	\$ 6,550,000	87,745	\$ 62,745	\$ -	\$ -	\$ 10,000	\$ 10,000	\$ 5,000	\$ 87,745	
22	RPTFF	Community Arts Workshop (Additional Funding)	TBD	Facility Renovation and Conversion to Community Arts Workshop per approved design in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement #565	\$ 1,000,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
23	LMIHF	Affordable Housing Administrative Budget	City of Santa Barbara	Administration of the affordable housing obligations per the 2003 Multi-Year Agreement and AB X1 26	\$ 528,001	\$ 375,802	\$ 62,633	\$ 62,633	\$ 62,634	\$ 62,634	\$ 62,634	\$ 62,634	\$ 375,802	
24	RPTTF	Downtown Sidewalk Improvements	City of Santa Barbara and TBD	Design and engineering of sidewalk improvements on sidestreets in downtown core in compliance with the obligations set forth in the 2003 Multi-Year Agreement	\$ 2,175,000	\$ 20,000	\$ -	\$ -	\$ 5,000	\$ 15,000	\$ -	\$ 20,000		
25	RPTTF	Required Seismic Upgrades to Parking Structures 2, 9, and 10	City of Santa Barbara and Watry Design #23,307 3/22/10, Cushman Construction Corp. #23,600 2/2/11, BTC Labs #23,601 2/2/11, Custom Media Group #386431 9/28/11	Required structural upgrades to three heavily-used parking structures in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement #554 6/21/11	\$ 915,803	\$ 915,803	\$ 200,000	\$ 300,000	\$ 415,803	\$ -	\$ -	\$ 915,803		
26	RPTTF	West Downtown Improvement Program	City of Santa Barbara and TBD	Various improvements to westside of the CCRP in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement #555 6/21/11	\$ 288,559	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		
27	RPTTF	Carrillo Recreation Center Renovation	City of Santa Barbara and TBD	Completion of construction contract and in compliance with the obligations set forth in the 2003 Multi-Year Agreement	\$ 1,431,259	\$ 21,392	\$ 1,392	\$ -	\$ 10,000	\$ 10,000	\$ -	\$ -	\$ 21,392	

28	RPTTF	Chase Palm Park Wisteria Arbor	City of Santa Barbara and TBD	Required per development Agreement with Fess Parker Family Trust in compliance with the obligations set forth in the 2003 Multi-Year Agreement	\$ 835,000	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
29	RPTTF	Lower State Street Sidewalk Renovation	City of Santa Barbara TBD	Development obligation with La Entrada Project and in compliance with the obligations set forth in the 2003 Multi-Year Agreement	\$ 335,000	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
30	RPTTF	Fire Department Adminstration Annex	City of Santa Barbara, Western Group #23,644 5/20/11, inc, Smart Office Interiors #386358 8/24/11, KBZ Architects #23,645 5/20/11	Completion of construction contract for the Fire Department's administrative headquarters in compliance with the obligations set forth in the 2003 Multi-Year Agreement	\$ 488,156	\$ 479,420	\$ 241,264	\$ 150,000	88,156	\$ -	\$ -	\$ -	\$ 479,420
31	RPTTF	Helena Parking Lot Construction Development Agreement Obligation	Lash Construction #23,801 6/23/11, Penfield & Smith Engineers #386050 6/23/11, Fugro West Inc. #386051 6/23/11	Construction of a required parking lot per Development Agreement with Fess Parker Trust in compliance with the obligations set forth in the 2003 Multi-Year Agreement	\$ 500,000	\$ 302,005	\$ 93,671	\$ 41,666	\$ 41,666	\$ 125,002	\$ -	\$ -	\$ 302,005
32	RPTTF	Mission Creek Flood Control Park Development	TBD	Development of park in heavily populated West downtown in compliance with the obligations set forth in the 2003 Multi-Year Agreement	\$ 773,422	\$ 19,500		\$ -	\$ -	\$ 6,500	\$ 6,500	\$ 6,500	\$ 19,500
33	RPTTF	West Beach Pedestrian Improvement Project	Elevation Engineering #23,114 5/26/09; Fugro West #19,390 5/18/09	Construction contract costs associated with the development of the West Beach pedestrian Improvement projectin compliance with the obligations set forth in the 2003 Multi-Year Agreement	\$ 128,654	\$ 128,816	\$ 162	\$ -	\$ -	\$ -	\$ -	\$ 128,654	\$ 128,816
34	LMIHF	PSHHC Housing Development	Peoples Self-Help Housing Corporation	Development of affordable housing complex. Land previously aquired with \$2,000,000 RDA Tax Increment in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement #541 6/28/11	\$ 2,200,000	\$ -		\$ -	\$ -	\$ -	\$ -		\$ -
35	2001A & 2003A Bond	Mission Creek Flood Control Improvements at Train Depot	TBD	Property acquisition and project development in cooperation and cost-sharing with Santa Barbara County Flood Control in compliance with the obligations set forth in the 2003 Multi-Year Agreement	\$ 2,500,000	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

36	2003A Bond	Library Renovation (Children's Section and Lower Level)	TBD	Children's Section Remodel and new ADA Restrooms in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement #564 6/21/11	\$ 550,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
37	2003A Bond	Plaza de la Guerra Infrastructure Improvements	Campbell & Campbell Design #999467 8/17/06, #999521 3/1/10 and Construction TBD	Design contract for renovation of historic plaza in downtown Santa Barbara in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement	\$ 2,400,000	\$ 67,030	\$ 13,406	\$ 13,406	\$ 13,406	\$ 13,406	\$ 13,406	\$ 67,030
39	2003A Bond	West Downtown Lighting Project - Phase II	Smith Engineering #23,267 2/8/10 and Construction TBD	Contracted services for the engineering of the West Downtown Street Lighting Project Phase II in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement #562 6/21/11	\$ 750,000	\$ 13,652	\$ -	\$ -	\$ 13,652	\$ -	\$ -	\$ 13,652
39	2003A Bond	West Downtown Lighting Project - Phase III	Smith Engineering #23,267 2/8/10 and Construction TBD	Contracted services for the engineering of the West Downtown Street Lighting Project Phase III in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement #563 6/21/11	\$ 750,000	\$ 13,652	\$ -	\$ -	\$ 13,652	\$ -	\$ -	\$ 13,652
40	2003A Bond	Chase Palm Park Restroom Renovation	City of Santa Barbara and TBD	Design and construction contract for renovation of heavily-used park restroom in compliance with the obligations set forth in the 2003 Multi-Year Agreement	\$ 188,862	\$ 186,000	\$ -	\$ -	\$ -	\$ 90,000	\$ 96,000	\$ 186,000
41	2003A Bond	Grant Agreement for Rehabilitation of Victoria Theatre	Ensemble Theater Company	Grant agreement for the renovation of the historic Victoria Theatre in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement/Grant Agreement #540 6/21/11	\$ 1,000,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
42A	2003A Bond	Police Department Headquarters Development		Engineering, design and construction of new Police Department Headquarters in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement #548 6/21/11								

42B	2003A Bond	911 Call Center Design	Coffman Engineers #23,438 on 5/18/10, Inc & Leach & Mounce #23,867 on 8/23/11 and #23,909 on 8/25/11	Engineering & Architectural Design in compliance with the obligations set forth in the 2003 Multi-Year Agreement and 2011 Cooperation Agreement #548 6/21/11	\$ 185,460	\$ 158,566	\$ 33,566	\$ 25,000	\$ 25,000	\$ 25,000	\$ 25,000	\$ 25,000	\$ 158,566
42C	2003A Bond	911 Call Center Construction	TBD	Construction of Call Center	\$ 2,000,000	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
42D	2003A Bond	Police Department Design	Leach & Mounce #23,863 11-2-11	Architectural Design & Engineering at \$283,031, remainder for construction	\$ 3,640,170	\$ 424,739	\$ 239,787	\$ 84,952	\$ 25,000	\$ 25,000	\$ 25,000	\$ 25,000	\$ 424,739
					\$ 120,754,778	\$ 13,924,728	\$ 1,089,904	\$ 1,028,402	\$ 7,388,109	\$ 1,176,395	\$ 698,286	\$ 2,543,632	\$ 13,924,728

* The Preliminary Recognized Obligation Payment Schedule (ROPS) is to be completed by the successor agency, and audited by the County and subsequently be approved by the Oversight Board.

** All totals due during fiscal year and payment amounts are projected.

*** Funding sources from the successor agency: (For fiscal 2011-12 only, references to RPTTF could also mean tax increment allocated to the Agency prior to February 1, 2012.)

RPTTF - Redevelopment Property Tax Trust Fund

LMIHF - Low and Moderate Income Housing Fund

Bonds - Bond proceeds

Admin - Successor Agency Administrative Allowance

Other - reserves, rents, interest earnings, etc

SUCCESSOR AGENCY
PROPOSED BUDGET FY 2011-12

	Redevelopment Obligation Retirement Fund			City Affordable Housing- Fund 122
	Operating Fund- Fund 121	Capital Fund- Fund 322	Total	
ESTIMATED REVENUES				
Interest- Housing Loans	\$ -	\$ -	\$ -	\$ 313,169
Transfers In	10,400,460	15,254,030	25,654,490	5,328,545
TOTAL REVENUES	10,400,460	15,254,030	25,654,490	5,641,714
EXPENDITURES				
Supplies and Services	343,279	-	343,279	250,234
Allocated Costs	263,039	-	263,039	58,214
FMS Replacement	17,837	-	17,837	2,221
Capital Equipment	5,789	-	5,789	2,500
Special Projects	304,398	-	304,398	-
Debt Services	6,365,133	-	6,365,133	-
Capital Projects	-	15,254,030	15,254,030	-
TOTAL EXPENDITURES	7,299,475	15,254,030	22,553,505	313,169
INCREASE (DECREASE TO RESERVES)	\$ 3,100,985	\$ -	\$ 3,100,985	\$ 5,328,545

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA, ACTING AS SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA, ADOPTING A PRELIMINARY RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD OF MAY 1, 2012, TO JUNE 30, 2012

WHEREAS, on November 14, 1972, the Redevelopment Plan for the Central City Redevelopment Project ("CCRP") was adopted by the City Council by Ordinance No. 3566 and would have expired by its own terms in August 2015;

WHEREAS, the Redevelopment Agency of the City of Santa Barbara, through the exercise of its powers under the California Community Redevelopment Law (Health & Safety Code Section 33000 *et seq.*) ("CRL") has made major contributions to the physical and economic development of the CCRP and the City and has strengthened the City's ability to meet the needs of its citizens and contributed to the quality of life throughout the City;

WHEREAS, the California Legislature has adopted, and the Governor has signed, Assembly Bill 1X 26 which dissolves all redevelopment agencies as of February 1, 2012, and provides that once dissolved, only "enforceable obligations" may be paid by the "successor agency" and all remaining unencumbered assets must be returned to the County Auditor for distribution to the taxing entities; and

WHEREAS, in accordance with Assembly Bill 1X 26, all agencies must adopt a Preliminary Recognized Obligation Payment Schedule ("PROPS") setting forth all of an agency's recognized obligations to be paid by a successor agency on behalf of the redevelopment agency and for the filing of the PROPS with the State Department of Finance, the State Controller's Office, and the County Auditor-Controller.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA, ACTING AS SUCCESSOR AGENCY TO THE CITY OF SANTA BARBARA REDEVELOPMENT AGENCY, AS FOLLOWS:

Section 1. The above recitals are true and correct and incorporated herein by reference.

Section 2. Based on the foregoing recitals and all evidence presented to and considered by the Agency Board, and in accordance with Assembly Bill 1X 26, the Agency Board hereby adopts the Preliminary ROPS attached hereto as Exhibit "A" and incorporated herein by this reference.

Section 3. The Preliminary ROPS lists enforceable obligations of the Agency and includes a list of payments on each obligation to be made by the Agency, or the Successor Agency of the former Agency, from February 1, 2012, through June 30, 2012.

Section 4. The Council, acting as the Successor Agency to the City of Santa Barbara Redevelopment Agency, adopts, a Preliminary Recognized Obligation Payment Schedule (PROPS) for the Period of May 1, 2012 to June 30, 2012.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: Planning Division, Community Development Department

SUBJECT: Average Unit-Size Density (AUD) Incentive Program

RECOMMENDATION:

That Council initiate amendments to Title 28 of the Santa Barbara Municipal Code related to implementation of the Average Unit-Size Density (AUD) Incentive Program.

DISCUSSION:

On February 28, 2012, the City Council and Planning Commission held a joint work session regarding the Phase I Implementation Program for *Plan Santa Barbara*. Projects included in Phase I are necessary to successfully implement the recently adopted General Plan Update. Among these projects is the Average Unit-Size Density (AUD) Incentive Program. The AUD program allows increased residential density incentives and reduced parking requirements in order to promote smaller units and buildings. The AUD program will replace the existing Variable Density program, and will require amendments to the Zoning Ordinance.

The AUD program ordinance amendment process is estimated to take approximately 15 months to complete. Planning Staff will take the lead in implementing this program, with support from Transportation and the City Attorney. Upon adoption of the implementing ordinance and consistent with General Plan direction, the AUD program will be in effect for eight years or once 250 units have been developed in the High Density areas, whichever occurs sooner. Before the eight years expire, the Council will consider whether to extend or modify the AUD program.

AUD Program Components

The AUD incentive program is designed to encourage smaller units through the application of increased densities based on average unit sizes. The smaller the average unit size, the greater the densities allowed. Increased densities would be permitted in most multi-family and commercial zones under the following two land use designations: Medium-High Density Residential and High Density Residential.

The Medium-High Density Residential designation serves as a transition from low and medium density, all-residential density neighborhoods to commercial centers. This density tier is intended to continue to allow density incentives similar to those allowed

under the Variable Density program, but with smaller units. The density range allowed in the Medium-High Density Residential areas is 15-27 dwelling units per acre (du/ac).

The High Density Residential designations are located in and around the Downtown, Milpas and La Cumbre Plaza/Five Points, all close to transit and within easy walking or biking distance to shopping and entertainment. The High Density Residential designation is 28-36 du/ac and also encourages smaller units and smaller buildings.

The Priority Housing Overlay is intended to encourage the production of rental, employer sponsored, and co-operative housing. Again, these increased densities serve to encourage smaller, compact development in support of additional workforce housing and reduced vehicle miles traveled. The overlay applies to the High Density areas as well as the Haley/Cota, which is designated as Medium-High. This third tier allows densities ranging from 49-63 du/ac.

The Land Use Element provides examples of average unit size ranges that will serve as the metric to encourage smaller units. For example, in the Medium-High Density areas the unit size range is 1,450 sq ft for the lowest density allowed (15 du/ac), to 805 sq ft for the highest density allowed (27 du/ac). Likewise in the High Density Residential designated areas, the range is 1,245 sq ft for the lowest density allowed (28 du/ac), to 970 sq ft for the high density (36 du/ac). The additional units built under the Priority Overlay (beyond the applicable AUD density incentive) would be restricted to 600 square feet or less.

None of the unit sizes identified under each respective tier are finalized and will need to be further analyzed and refined as the ordinance amendments are being developed.

Another component of the AUD program is the reduction of parking standards. The AUD program will permit a one parking space per unit minimum to encourage affordability and decrease building mass. A key finding from the AIA Design Charrette held in July 2011 was the role of parking in determining affordability and building size. This exercise revealed that reduced parking requirements, such as those currently allowed in the Central Business District, are necessary to achieve increased densities and reduced building heights as intended by the AUD program.

Interim Process

As discussed at the February 28th Joint Council and Planning Commission work session, residential development projects submitted prior to the adoption of the AUD program will be processed and reviewed under the City's current rules and regulations. However, projects proposing residential densities that meet the intent of the AUD program could be allowed to proceed with zoning modifications. Both Council and Planning Commission expressed support for this approach.

Also suggested was the use of a concept review at City Council and/or Planning Commission for projects requesting these types of zoning modifications. This approach

would provide applicants early feedback regarding the proposed project and requested modifications, thereby clarifying expectations and expediting the review process. Most likely the requested zoning modifications would be for density, flexibility on open space design, setbacks and parking.

Staff requests additional discussion and direction from Council regarding the use of modifications and concept reviews as the criteria for an interim process to implement the AUD program, while Ordinance amendments are being developed and processed.

Assistance and Outreach

The AUD components, as adopted, were initially developed by staff in collaboration with the AIA and development community. The next step in the process will require formulating the actual mechanics to translate this policy into practical ordinance standards. The AIA and builders have volunteered to continue to assist Staff with development of these mechanics. Staff supports this offer, and believes their expertise and knowledge will be helpful when working out the details of the AUD program implementation.

Once the mechanics of the program have been developed, concept reviews will be conducted at the Planning Commission and design reviews boards, followed by a community workshop that will pick-up where the AIA Design Charrette left-off last July. Staff anticipates additional public input at hearings with the City Council, Ordinance Committee and Planning Commission, as the AUD program proceeds through the formal review and approval process. See Attachment 1, Draft Scope of Work.

BUDGET/FINANCIAL INFORMATION:

The Zoning Ordinance Amendments for the AUD Incentive Program do not require allocation of funds. The Program can be implemented with existing staff resources and volunteer assistance from the community.

- ATTACHMENTS:**
1. AUD Draft Scope of Work
 2. AUD Text from Land Use Element
 3. Policy LG6 Text from Land Use Element
 4. AUD Summary Table
 5. AUD Density Tiers
 6. AUD Map from Land Use Element

PREPARED BY: John Ledbetter, Principal Planner
Irma Unzueta, Project Planner

SUBMITTED BY: Paul Casey, Assistant City Administrator

APPROVED BY: City Administrator's Office

Average Unit-Size Density Program

DRAFT Scope of Work

- I. Council Initiation** (March-April 2012)
 - a. Background and program components
 - b. Interim criteria (concept review @ Council, use of Modifications)
 - c. Assistance and outreach
- II. Draft Key Program Components** (April-June)
 - a. Adopted parameters: densities, locations, parking standards, sunset of AUD program
 - b. Ordinance mechanics to be developed: unit size application, development standards (co-op & employer, setbacks, open space, roof design), review process and findings
 - c. Required amendments to existing Ordinance: variable density, zoning, parking standards, nonconforming properties, definitions, etc.
- III. Outreach** (April-September)
 - a. Planning Commission concept review
 - b. ABR and HLC concept review
 - c. Community workshop
- IV. Draft Ordinance** (November-December)
 - a. Program intent & duration (8 years or 250 units)
 - b. Adopted parameters
 - c. Ordinance mechanics
 - d. Amendments to existing Ordinance
 - e. Definitions
- V. Council Ordinance Committee** (January 2013)
 - a. OC review draft Ordinance
 - b. Staff revise draft as necessary
- VI. Planning Commission Review** (March-May 2013)
 - a. Staff report and draft Ordinance
 - b. PC recommendation to Council
- VII. Council Review and Adoption** (June-July 2013)
 - a. Draft Ordinance and Resolution
 - b. Ordinance Committee review (if needed based on PC recommendation)
 - c. Council review and adoption

Average Unit Density Program Text Excerpted from the 2011 Land Use Element

AVERAGE UNIT-SIZE DENSITY INCENTIVE PROGRAM

The purpose of an Average Unit-Size Density Incentive Program is to encourage smaller, more affordable units through established unit sizes, while allowing flexibility for larger units, which help subsidize the cost of the smaller units. Under this program, there are two multi-family land use designations: Medium-High Residential and High Residential and an additional Priority Housing Overlay. When combined with other uses, such as commercial or office, these residential uses are characterized as mixed-use.

For mixed-use designations, the non-residential portion of a project is calculated independent of the residential density. The amount of non-residential square footage is regulated through the Development Plan Ordinance, and the overall scale and design of the proposed structure (both residential and non-residential) is regulated by Municipal Code and Design Review Process (height, setbacks, parking, etc.), including findings of neighborhood compatibility.

The multi-family residential and mixed-use land use designations calculate residential densities based on average unit sizes. For example, in the Medium High Density designation the range could be from 1,450 square feet project average for the lowest densities to 805 square feet for the highest densities. In the High Density designation, the range could be from 1,245 square feet project average for the lowest densities to 970 square feet for the highest densities. In addition, the Priority Housing Overlay could allow additional units above the High Density incentive program if built at 600 square feet.

For each land use designation the target unit size is approximately 1,000 square feet, sufficient to accommodate two bedrooms. In 2009, two bedroom units were the most highly demanded unit type on the market, given the City's historically low 2.35 persons per household demographic (compared to 2.72 for the county and 2.92 for the state), and the financial advantages of joint tenancy or home/office use.

The permitted densities under this incentive program are both minimums and maximums per the respective designation. Larger sized units are permitted within each "average unit size" category, although a corresponding number of smaller units are then required in order to achieve the "average size". Single family homes and multi-family projects that develop at the base density of 12 - 18 dwelling units per acre are exempted from the minimum requirement and are not subject to unit size limitations.

Therefore, the residential density for any given project under this program is calculated by the number of average size units that can fit into the building envelope (or volume of space) that is established by development review standards including design review considerations. The smaller the average size unit, the greater the density up to a maximum of either 27 du/ac under the Medium High Density designation, 36 du/ac under the High Density designation, or 63 du/ac under the Priority Housing Overlay.

Additional density incentives are also available for all affordable projects, on a project-by-project basis consistent with the City's Affordable Housing Policies and Procedures.

GENERAL URBAN

The General Urban land use designations include multi-family, commercial and industrial designations, and are located in areas within and around the Downtown and commercial corridors as shown on the General Plan Map. They include the multi-family Medium High and High Density commercial/residential, as well as those commercial, office, and industrial areas that have historically provided work, recreation, shopping, and increasingly mixed commercial/residential uses. The primary commercial areas include the City's Downtown, Upper State Street, the Milpas Corridor, Coast Village Road, the Waterfront, and a small portion of the Mesa.

The base density of the multi-family and commercial zones (where residential is allowed) has historically been and continues to be a range of 12 - 18 dwelling units per acre. However, one of the main goals of the 2011 General Plan Update is to encourage smaller rental and workforce units close to transit, and easy walking and/or biking distance to commercial services and recreational opportunities.

Land Use and Housing Element policies allow for increased densities under an Average Unit-Size Density Incentive Program; the details to be developed in an amendment to the Zoning Ordinance. The density incentives allow for a range of density for the Medium/High Density (15-27 dwelling units per acre) and the High Density (28-36 dwelling units per acre) depending on the average size of the units. The Priority Housing Overlay would allow a range of 49 – 63 dwelling units per acre in select areas of the City to encourage rental, employer and co-op housing.

This incentive program would replace the City's Variable Density ordinance in effect at the time of the General Plan Update. This three tier density incentive program, as outlined below, will be implemented on an 8 year "trial basis" after ordinance adoption, or until the construction of 250 units, whichever occurs first. If the Average Unit-Size Density Program is allowed to sunset, then the Zoning Ordinance would default to the City's existing Variable Density program based on number of bedrooms in effect as of December 2011

Medium-High Density Residential

The Medium-High Density Residential designation applies primarily to the periphery of the Downtown, and commercial corridors. This designation has a base density of 12 -18 dwelling units per acre and principally serves as a transition from the medium density neighborhoods to the commercial centers of the city. A density range of 15 – 27 dwelling units per acre can be allowed under the Average Unit-Size Density Incentive Program. This designation applies to areas on the City's Eastside, Lower Riviera, Upper State Street, Westside, Laguna, Oak Park, West Beach and East Beach and reflects multi-family residential land uses. The areas around the Saint Vincent's housing project near Highway 154 also have this land use designation. The designation is consistent with the existing R-3 and R-4, Multiple-Family zoning classifications.

High Density Residential

High Density Residential applies to both multi-family and mixed use designations in the more urban centers, with an allowed base density of 12-18 dwelling units per acre. Higher densities of 28-36 dwelling units per acre are allowed as an incentive to develop the denser housing close to the urban centers. These densities are intended to work in tandem with better transit, and a closer proximity to a wide variety of commercial services, open space, recreation and jobs.

The High Density areas also can permit higher densities of 49 – 63 dwelling units per acre if developed under the Priority Housing Overlay Program and the units are restricted to rental, employer sponsored housing, or cooperative housing. This designation is applied to a portion of

the residential parcels in the Downtown area generally between Sola Street, De La Vina Street, the freeway and Haley Street.

This area has historically been developed with denser, multi-family uses, and the land use designation is consistent with the existing R-3 and R-4, Multiple-Family residential zoning classifications.

Hotel/Medium High Density Residential

This land use designation applies to the West Beach neighborhood and the area to the west of Dwight Murphy Field, and the residential base density is 12-18 dwelling units per acre with a range of 15 to 27 dwelling units per acre allowed with the Average Unit-Size Density Incentive Program. These areas are currently developed with denser multi-family uses and a scattering of hotels. The allowed uses are primarily multiple family housing, hotels, and other auxiliary uses primarily for use by hotel guests. The existing zoning classification for this area is R-4, Hotel Motel Multiple Residence Zone.

Ocean Related Commercial/Medium High Density Residential

This designation is applied to much of the hotel and limited residential areas between Cabrillo Boulevard and the freeway, with a residential base density of 12-18 dwelling units per acre with a range of 15 to 27 dwelling units per acre allowed with the Average Unit-Size Density Incentive Program. The areas bordering Cabrillo and Castillo Street do not allow residential uses and allow primarily hotels and motels as well as other auxiliary uses for hotel guests. Where residential is permitted, there must be a mix of 70 percent residential and 30 percent ocean related. These uses are consistent with the City's Local Coastal Program.

The existing zoning varies between HRC-1, HRC-2 (Hotel and Related Commerce Zones) and O-C (Ocean-Related Commercial) and includes multi-family and hotel and related uses. The area below the railroad tracks in what has become known as the "funk zone" is zoned for primarily ocean dependent and ocean oriented uses, commercial recreational uses, arts and related uses, restaurants, and small stores. The Cabrillo Plaza project Specific Plan, also in this area, could add housing and commercial space to this area.

Office/Medium Density Residential

The Office/Medium Density Residential designation is characterized by office and medical office uses primarily in the Cottage Hospital area and a few pockets on the Mesa and on Upper State Street that have a zoning classification of R-O, Restricted Office. The Medium Residential Density designation permits 12 du/ac. Due to their location near either low or medium density neighborhoods, the Medium Density designation is consistent with historical allowed densities.

Existing zoning classifications for these areas are C-O, Medical Office and R-O, Restricted Office.

Office/High Density Residential

The Office/High Density Residential designation is characterized by office and multi-family residential uses. The High Density Residential designation has an allowed base density of 12-18 dwelling units per acre. A higher density of 28 to 36 dwelling units per acre is allowed as an incentive to develop the denser housing close to the urban centers. Areas of the city with this designation are areas along the southwest side of Garden Street between Carrillo Street and Victoria Street which have a mix of office, multi-family residential, and institutional uses, and in the area of Anacapa Street and Sola Street.

The Office/High Density Residential areas also can permit higher densities of 49 – 63 dwelling units per acre if developed under the Priority Housing Overlay Program and the units are restricted to rental, employer sponsored housing, or cooperative housing.

Existing zoning classifications for these areas are C-2, Commercial, R-O, Restricted Office, and R-3, Multiple-Family Residence which would be appropriate for a rezone to commercial zone in the future.

Commercial/Medium High Density Residential

The Commercial/Medium-High Density land use designation generally applies to commercial neighborhood serving centers historically located within residential areas. The Medium-High Residential Density designation permits a base density of 12-18 dwelling units per acre. A range of 15 to 27 dwelling units per acre is allowed with the Average Unit-Size Density Incentive Program. Some of the areas with this land use designation include State Street (from Haley Street to just past Mission Street) and approximately 14 blocks of El Pueblo Viejo Downtown where many historic resources are located, including El Presidio de Santa Barbara State Historic Park; Salinas Street on the Eastside; the Mesa shopping areas; San Andres and Carrillo Street on the Westside; major portions of Upper State Street; and the Coast Village area. An area along Carrillo Street near the Santa Barbara High School also includes this designation.

The allowed land uses in these areas include residential, office, service shops, grocery stores, restaurants, banks, dry cleaners, childcare centers, pet shops, repair shops, and various other neighborhood/commercial serving businesses. These neighborhood and commercial service centers provide easy access to goods and services and help improve the livability and sustainability in areas with a high concentration of residential uses. As the Sustainable Neighborhood Plans develop, additional areas may be needed with this land use category and corresponding zoning.

This designation generally has an existing zoning classification of C-P, Restricted Commercial, and is more restrictive in height and setback standards than the general commercial areas, given the proximity of the surrounding residential uses. Areas of Downtown, Upper State, Coast Village Road and Carrillo Street currently have C-2, C-1 or other commercial zones.

Commercial/High Density Residential

The Commercial/High Density Residential designation serves some of the general commercial areas of the City that are located along and/or near the major transit corridors. The areas include the south side of Upper State Street (La Cumbre Plaza/Five Points area), a portion along Milpas Street, and various areas in and around the Downtown center. The High Density Residential designation permits an allowed base density of 12-18 dwelling units per acre. A higher density of 28 to 36 dwelling units per acre is allowed as an incentive to develop the denser housing close to the urban centers. An exception is the area of Downtown that includes a large number of historic resources which have a Commercial/Medium High Density Residential designation.

The Commercial High Density Residential areas also permit higher densities of 49 – 63 dwelling units per acre if developed under the Priority Housing Overlay incentive program and the units are restricted to rental, employer sponsored housing, or cooperative housing.

The City's Downtown is the most concentrated and intensively used district of the City, and because most of these areas are general commercial, the widest range of commercial uses is permitted. City policies also promote the highest residential densities to encourage affordable housing that is close to transit, employment, shopping, cultural, recreational, and governmental facilities.

Commercial Industrial/Medium High Density Residential

The Commercial Industrial designation area is bound by Ortega, Haley, Anacapa and Quarantina streets. This designation allows a wide variety of uses including manufacturing, automotive repair, office, retail, and residential. Many of the historic uses in this area provide essential services for the functioning of the city. This area currently has a zoning classification of C-M, Commercial Manufacturing Zone.

The General Plan recognizes the need for light industrial and manufacturing uses given that many of the businesses that could be displaced are local, in some cases one of a kind, and provide vital services to the community. This area has a base residential designation of 12-18 dwelling units per acre. The Medium-High Density allows also allows a range of 15 - 27 du/acre under the Average Unit-Size Density Incentive Program. To minimize the amount of market residential or displacement of light industrial and manufacturing sites with housing, the policies to allow additional densities for market rate rental housing would not apply in this area, however, higher densities could be allowed under the Priority Housing Overlay incentive program for rental, employer sponsored housing, or cooperative housing. Additional densities under the City's Affordable Housing Policies and Procedures could still be considered.

Policy LG6
Excerpted from the 2011 Land Use Element

- LG6. Location of Residential Growth. Encourage new residential units in multi-family and commercial areas of the City with the highest densities to be located in the Downtown, La Cumbre Plaza/Five Points area and along Milpas Street.

Possible Implementation Actions to be Considered

- LG6.1 Average Unit-Size Density Incentive Program. Amend the Zoning Ordinance to incorporate an Average Unit-Size Density Incentive Program in multi-family and commercial zones based on smaller unit sizes and higher densities adjacent to transit and commercial uses and to implement Housing Element policies for higher densities for affordable and/or Community Benefit projects.
- LG6.2 Average Unit Density Components. The program developed under LG6.1 shall be in effect for 8 years from implementing ordinance adoption or once 250 units have been developed in the High Density areas, whichever occurs sooner. The program will include the following components:
- a. The 250 unit limitation shall apply to projects developed in the High Density and/or Priority Housing Overlay;
 - b. All units within a project developed at either the High Density or Priority Housing Overlay will be included in the 250 unit maximum;
 - c. The minimum parking requirement for projects using the Average Unit-Size Density Incentive Program is 1 space per unit; and
 - d. A report to Council will be made to analyze the effectiveness of the program as part of the Adaptive Management Program for the General Plan, and as the trial period is approaching its end, the Council will consider whether to extend or modify the program. In absence of Council review before the trial period expires, the allowed residential density will default to the Variable Density standards allowed under SBMC 28.21.080. F as it existed in 2011.
- LG6.3 Priority Housing Overlay. Encourage the construction of rental and employer housing and limited equity co-operatives in select multi-family and commercial zones where residential use is allowed by providing increased density (over Average Unit-Size Density Incentive Program).

Average Unit Density-Size Incentive Program Summary Table

Density Program	Units/Acre	Unit Size Range ¹
Base Density²: Applies in the Multi-Family and Commercial Zones (where residential is allowed).	12-18 du/ac	N/A ³
Medium High Density Residential: Serves as a transition from medium density neighborhoods to commercial centers. This density tier maintains existing variable densities with smaller unit sizes. <i>Refer to AUD Map for precise delineation of Medium-High Density Residential designated areas.</i> <ul style="list-style-type: none"> ▪ Medium High Residential ▪ Hotel/Medium High Residential ▪ Ocean Related Commercial/Medium High Residential ▪ Office/Medium High Residential ▪ Commercial/Medium High Residential ▪ Commercial Industrial/Medium High Residential 	15-27 du/ac	805sf – 1,450sf
High Density Residential: Allows denser residential development close to urban centers. This density tier encourages market rate housing with smaller unit sizes. <i>Refer to AUD Map for precise delineation of High Density Residential designated areas.</i> <ul style="list-style-type: none"> ▪ High Density Residential ▪ Office/High Density Residential ▪ Commercial/High Density Residential 	28-36 du/ac	970sf – 1,245sf
Priority Housing Overlay: Allows units above the High Density incentive program. Additional units above the High Density allocation are limited to 600 sf or less. This density tier is intended to encourage rental, employer, and co-op housing. <i>Refer to AUD Map for precise delineation of Priority Housing Overlay areas.</i> <ul style="list-style-type: none"> ▪ Priority Housing Overlay Areas 	49-63 du/ac	600sf

¹ The permitted densities under the AUD program are both minimum and maximum per the respective designation. Larger sized units are permitted within each “average unit size” category; however a corresponding number of smaller units are then required in order to achieve the “average size”.

² The base density for multi-family and commercial zones (where residential is allowed) has been and will continue to be a range of 12-18 du/ac. However the density incentives allowed by the Medium-High Residential and High Density Residential designations allow for densities above the base density.

³ Single family homes and multi-family projects that develop at the base density of 12-18 du/ac are exempted from the minimum requirement and are not subject to unit size limitations.

Average Unit-Size Density Program Density Tiers

Medium-High Density (15-27 du/ac)

Average Unit Size	Density	FAR
1450 sq ft	15 du/ac	.50
1360 sq ft	16 du/ac	.50
1280 sq ft	17 du/ac	.50
1210 sq ft	18 du/ac	.50
1145 sq ft	19 du/ac	.50
1090 sq ft	20 du/ac	.50
1040 sq ft	21 du/ac	.50
990 sq ft	22 du/ac	.50
950 sq ft	23 du/ac	.50
910 sq ft	24 du/ac	.50
870 sq ft	25 du/ac	
840 sq ft	26 du/ac	.50
805 sq ft	27 du/ac	.50

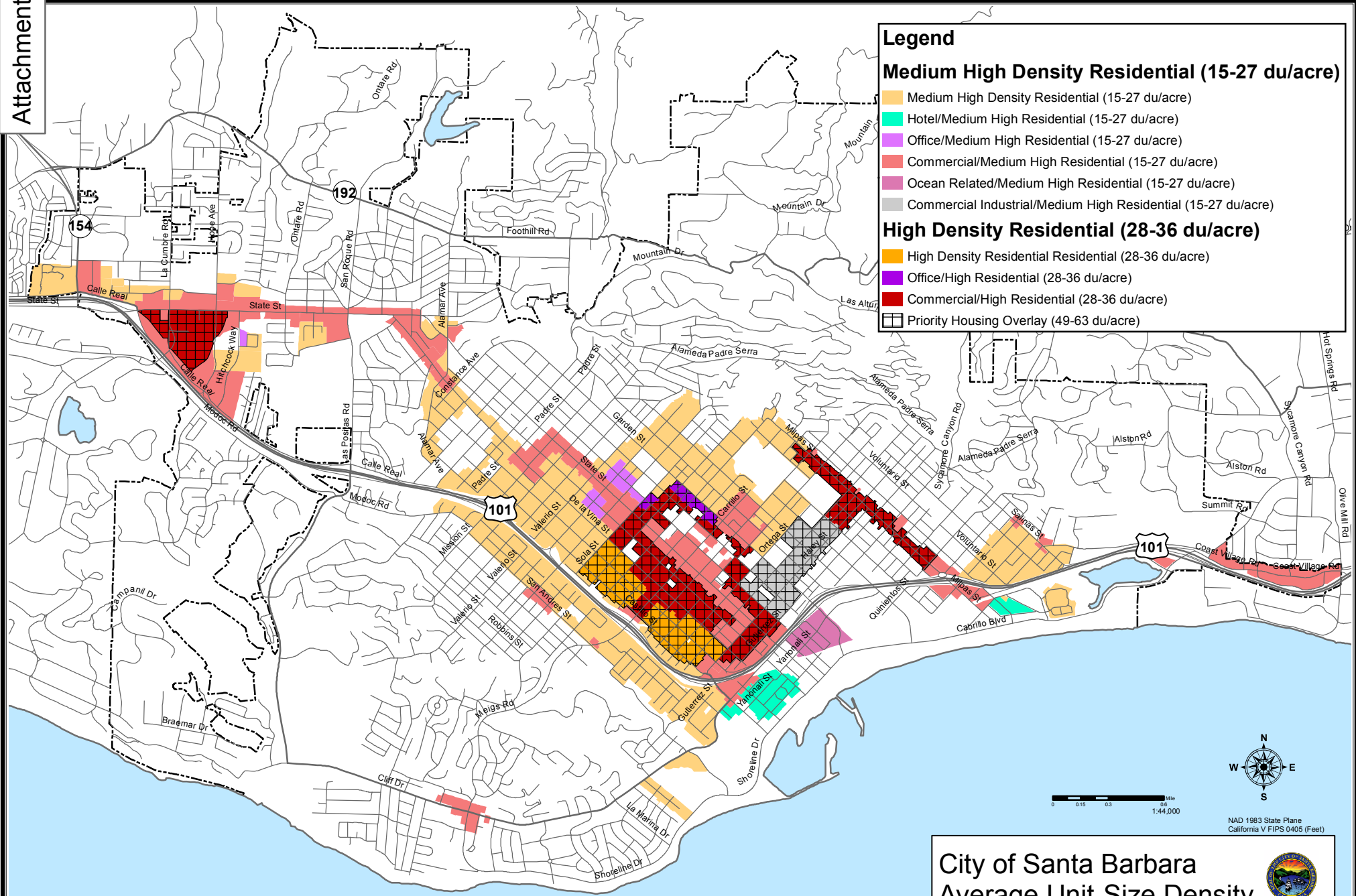
High Density (28-36 du/ac)

Average Unit Size	Density	FAR
1245 sq ft	28 du/ac	.80
1200 sq ft	29 du/ac	.80
1160 sq ft	30 du/ac	.80
1125 sq ft	31 du/ac	.80
1090 sq ft	32 du/ac	.80
1055 sq ft	33 du/ac	.80
1025 sq ft	34 du/ac	.80
995 sq ft	35 du/ac	.80
970 sq ft	36 du/ac	.80

Priority Housing Overlay

Rental, Employer Sponsored, and Co-op Housing (49-63 du/ac)

HIGH DENSITY			OVERLAY		
Average Unit Size	Density	FAR	Overlay Units	Density (75%)	FAR
1245 sq ft	28 du/ac	.80	600 sq ft	49 du/ac	1.09
1200 sq ft	29 du/ac	.80	600 sq ft	51 du/ac	1.10
1160 sq ft	30 du/ac	.80	600 sq ft	53 du/ac	1.11
1125 sq ft	31 du/ac	.80	600 sq ft	54 du/ac	1.12
1090 sq ft	32 du/ac	.80	600 sq ft	56 du/ac	1.13
1055 sq ft	33 du/ac	.80	600 sq ft	58 du/ac	1.14
1025 sq ft	34 du/ac	.80	600 sq ft	59 du/ac	1.14
995 sq ft	35 du/ac	.80	600 sq ft	61 du/ac	1.16
970 sq ft	36 du/ac	.80	600 sq ft	63 du/ac	1.17





CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: Creeks Division, Parks and Recreation Department
Engineering Division, Public Works Department
Facilities Division, Waterfront Department

SUBJECT: Contract For Technical Studies And The Initial Design Phase For The Mission Lagoon And Laguna Channel Restoration Project

RECOMMENDATION: That Council:

- A. Authorize the Parks and Recreation Director to execute a Professional Services Agreement with ESA PWA in the amount of \$569,737 for technical studies and the initial design phase for the Mission Lagoon and Laguna Channel Restoration Project; and
- B. Authorize the Parks and Recreation Director to approve expenditures of up to \$56,974 for extra services of ESA PWA that may result from necessary changes in the scope of work.

EXECUTIVE SUMMARY:

The City is leading an effort to develop a comprehensive habitat restoration and water quality improvement plan for the Mission Lagoon, Laguna Channel, and a channelized section of Mission Creek next to the Railroad Depot. This effort is collectively known as the Mission Lagoon and Laguna Channel Restoration Project ("Project"). City staff proposes to hire a team of consultants, led by the firm ESA PWA, to conduct technical studies and complete the first phase of design for these areas. The technical studies and initial design process are anticipated to take approximately 10-12 months and cost \$569,737.

DISCUSSION:

Background

The Project includes three distinct geographical areas: the Mission Lagoon, Laguna Channel, and Mission Creek at the Railroad Depot Channel. Attachment 3 provides an aerial overview of these Project sites. The following provides a descriptive summary of these areas:

Mission Lagoon is a wetland located on East Beach at the outlets of Mission Creek and Laguna Channel. The lagoon typically opens to the Pacific Ocean during large winter storms. During calmer weather, a sand bar naturally re-forms on the beach to close the lagoon mouth to the ocean. The dynamic and seasonal nature of the lagoon creates an important habitat that supports numerous migratory birds and two endangered fish species (tidewater goby and Southern California steelhead trout). Much of the value and uniqueness of this habitat is due to the presence of both saltwater and freshwater in varying concentrations. In addition to these unique habitats, the waterfront area surrounding Mission Lagoon is one of the most popular destinations in the City for residents and visitors. In particular, the ocean views, Cabrillo Boulevard, and various other attractions draw people to this area year-round. However, despite its prime location along Santa Barbara's waterfront and the presence of unique wildlife species, Mission Lagoon suffers from poor water quality, low plant diversity, and a generally poor appearance during certain times of the year. The Project area is also heavily regulated by several local, state, and federal agencies. Multiple regulatory agency permits are required to do work in Mission Lagoon, Mission Creek, and Laguna Channel.

Until the late-1990s the City regularly drained the lagoon by bulldozing an artificial channel to the ocean. In 1999, the US Army Corps of Engineers requested that the City stop breaching Mission Lagoon or be faced with enforcement actions under the federal Clean Water Act. The City stopped artificially draining the lagoon and has instead focused on other management actions, such as regular litter removal and reducing polluted water inputs to the lagoon. However, a comprehensive plan to improve the lagoon habitat and water quality has not been developed.

Adjacent to Mission Lagoon is Laguna Channel, a remnant of an extensive estuary known as *El Estero*, meaning a tidal creek or salt marsh. The estuary once covered much of the east side of Santa Barbara (see Attachment 2). However, most of the estuary was artificially filled with soil and debris following the 1925 earthquake. Most of the Laguna Watershed north of Highway 101 is now drained via underground storm drain pipes. It transitions to an open channel with some native vegetation south of Highway 101 (see Attachment 6). On the beach, at the interface of Laguna Channel and Mission Lagoon, a set of sluice gates (also known as tide gates) keep the lagoon and occasional high tides from reaching Laguna Channel. On the landward side of the sluice gates, the Public Works Department operates a pump station to reduce flooding upstream. The facility functions by pumping storm flows from the Laguna Watershed up and around the sluice gates to Mission Lagoon and the ocean (see Attachment 5). Since the elevation of Laguna Channel is so low, the sluice gates can rarely be opened to allow storm flows to move freely downstream into Mission Lagoon. The structure of the flood control facility and adjacent channel are in need of repair and will eventually require a major renovation.

In addition to Mission Lagoon and Laguna Channel, the Project includes the channelized section of Mission Creek next to the Railroad Depot. Mission Creek is confined to a constructed channel with a concrete bottom and sandstone block walls at this location (see Attachment 7). It is unclear when this channelization of Mission Creek was performed. However, the sandstone walls are now considered part of the Southern Pacific Train Depot and are consequently included in the National Register of Historic Places. The concrete bottom in the channel increases the temperature of Mission Creek and promotes excessive algae growth in the estuary and lagoon downstream, further degrading water quality.

Project Purpose

The Project is intended to improve water quality and wildlife habitat in one of the City's most visible coastal wetlands, while also fulfilling additional goals valued by the community. The Project goals include the following:

- Improve Water Quality
- Improve Native Plant and Wildlife Habitat
- Maintain or Improve Flood Control
- Protect Surrounding Infrastructure
- Maintain and Support Existing Uses
- Improve Aesthetics
- Ensure Public Safety
- Ensure Consistency with Existing Projects, Plans, Permits, Laws, and Policies

An expanded explanation of the Project Objectives is provided in Attachment 1.

Consultant Selection and Scope of Work

Five teams of consulting firms submitted proposals to complete technical analyses and the first design phase of the Project. The City conducted interviews with three finalists and a top team, led by ESA PWA, was determined to be most qualified for the Project. ESA PWA was asked to submit a cost proposal and subsequent negotiations yielded a fair and reasonable price for the work needed to complete the technical studies and first phase of design.

The ESA PWA team is proposing to complete technical studies to determine the existing physical, cultural, and biological conditions of the Project areas. These technical studies include the following: determining lagoon hydrodynamics; describing the site geomorphology and any potential geologic hazards; conducting structural evaluations of the existing structures; identifying sensitive cultural resources; mapping current habitat and sensitive species resources; and identifying any potentially hazardous materials at the Project sites. This information will be used to identify the

opportunities and constraints of the Project sites. The proposed studies are also necessary for any future permits required to build the Project.

City staff and the ESA PWA team will also conduct public outreach meetings with stakeholders, interest groups, and the general public to identify specific site needs. A conceptual restoration plan that best fulfills the Project goals and public needs will be developed after the technical analyses and public outreach efforts are completed. No Project plans currently exist. After the technical studies, conceptual site plan, and artist's renderings are developed, additional public meetings will be held to gather input on the first phase of design. Preliminary and final designs of the Project would be done under a separate contract in the future.

Other Relevant City Projects & Programs

Lower Mission Creek Flood Control Project (LMCFCP): The Lower Mission Creek Flood Control Project is a joint effort between the U.S. Army Corps of Engineers, the Santa Barbara County Flood Control and Water Conservation District, and the City. The LMCFCP is located along Mission Creek from Canon Perdido Street to Cabrillo Boulevard, a distance of about 1.3 miles. The LMCFCP will widen the creek channel to increase flood flow capacity in order to reduce flooding and property damage. Widening the channel will replace old concrete walls, and non-native invasive plants will be replaced with native riparian species. Natural creek bed improvements will be made to enhance the endangered species habitat for the Southern California steelhead trout and the tidewater goby.

The City is required to restore the western portion of Mission Lagoon with native plants to partially mitigate the environmental impacts associated with the flood control work. The mitigation plans call for native dune and wetland restoration along the western portion of Mission Lagoon and the adjacent beach (see Attachment 4). A Tidewater Goby Management Plan was also developed as part of the permitting process. This plan recommends the Mission Lagoon and Laguna Channel outfalls be encouraged to form one body of water for the benefit of the Tidewater Goby. The eventual Project design developed under the subject contract will need to be consistent with the existing approved plans and permits for the Lower Mission Creek Flood Control Project.

Cabrillo Boulevard Bridge Replacement Project: Within the next several years the City's Public Works Department will complete construction for replacement of the existing structurally deficient Cabrillo Boulevard Bridge over Mission Creek. This consists of replacing the bridge and the deteriorated retaining walls along Mission Creek from State Street to approximately 160 feet downstream of the Cabrillo Boulevard Bridge. The permit conditions for the bridge replacement project also require dune and wetland restoration around the western portion of Mission Lagoon. This work will be contiguous with the dune and lagoon restoration required for the Lower Mission Creek Flood Control Project.

Waterfront Sediment Management Program: The City has a 10-year permit to perform harbor dredging, beach maintenance, and the installation of a sand berm along the shoreline to direct Mission Creek flows away from Stearns Wharf (see Attachment 4). The dimensions of the constructed sand berm are delineated by the approved permit conditions. The permit allows for a lower elevation section to be constructed along the shoreline in front of the Laguna Channel outfall. This lower section of the sand berm creates a spillway where the Mission Lagoon can overflow into the ocean when the lagoon becomes very full.

BUDGET/FINANCIAL INFORMATION:

Technical studies and the first phase of design for the Project are currently budgeted in the Creeks Division's Fiscal Year 2012 Capital Improvement Program budget. This phase of the Project is anticipated to cost \$569,737, with an additional \$56,974 set aside to cover any unanticipated work necessary during the initial design phase. At their February 2012 meeting, the Creeks Advisory Committee unanimously recommended that City Council authorize staff to move forward with the technical studies and initial design phase for this Project.

The estimated costs for final design, permitting, and construction of the Project are unknown since no construction plans currently exist. The initial design phase will develop conceptual plans that can be used to estimate these potential future costs. Initial design plans developed under the subject contract would also allow City staff to apply for any appropriate grants that could fund future portions of the Project.

SUSTAINABILITY IMPACT:

The Mission Lagoon ecosystem is an important coastal wetland. Habitat restoration and water quality improvement in this area will benefit endangered species, migratory birds, and native plants. Businesses, property owners, and beachgoers will also benefit by improved aesthetics and cleaner ocean waters at East Beach.

- ATTACHMENTS:**
1. Project Objectives
 2. Historic Map
 3. Project Area Overview
 4. Mission Creek Lagoon Aerial
 5. Laguna Channel Flood Control Infrastructure
 6. Laguna Channel
 7. Railroad Depot Mission Creek Channel

PREPARED BY: Cameron Benson, Creeks Water Quality/Restoration Manager/GT
Pat Kelly, City Engineer/JE/BD/JG
Karl Treiberg, Waterfront Facilities Manager

SUBMITTED BY: Nancy Rapp, Parks and Recreation Director
Christine Andersen, Public Works Director
Scott Reidman, Waterfront Director

APPROVED BY: City Administrator's Office

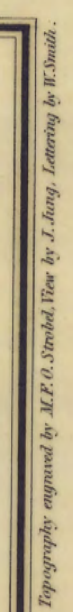
MISSION LAGOON & LAGUNA CHANNEL RESTORATION PROJECT

PROJECT OBJECTIVES

The following objectives must be achieved by the final Project design:

1. Maintain or Improve Flood Protection – The Laguna Channel Pump Station and Tide Gates serve as the primary flood protection facility for a significant portion of the city. Any proposed improvements must maintain or increase flood protection provided by the existing system. If technically feasible, an improvement in the design and function of the tide gate, pump systems, and channel walls is desired.
2. Improve Water Quality – Water quality monitoring conducted by Creeks Division staff in the Laguna Channel has identified contamination by human fecal matter. In addition, the Mission Creek Lagoon suffers from algal blooms and low dissolved oxygen during certain times of the year. The project design must incorporate state-of-the-art methods for improving water quality in the Laguna Channel and Mission Creek Lagoon before it reaches the Pacific Ocean. An ultraviolet light treatment unit is tentatively proposed for decontaminating dry season urban runoff in the Laguna Channel.
3. Protect Surrounding Infrastructure – The project area includes public infrastructure that must be protected from high creek flows, ocean waves, storm damage, vandalism, and other potentially damaging actions. Important public amenities include Stearns Wharf, Cabrillo Beachway (multi-modal path), Skater's Point, a parking lot, multiple buildings, and utility lines. The flood control structures at Laguna Channel and the Harbor dredging equipment are also important public facilities that must be considered in the design process.
4. Improve Native Plant and Wildlife Habitat – The project site includes wetland, beach, riparian, and dune habitats that currently support several endangered species and other wildlife. The project design must improve these habitats to better support native plants and wildlife, including the tidewater goby and southern steelhead.
5. Maintain and Support Existing Uses – The Santa Barbara Waterfront is a popular destination that supports multiple activities and stakeholders. The project design should enhance these activities by providing a safe, enjoyable, and visually pleasing experience for residents and visitors. Project elements may include interpretive signage, viewing platforms near the dunes and lagoon, and a functional site plan to preserve views and existing access.
6. Improve Aesthetics – The Project must improve the existing aesthetics of the area, particularly the Laguna Channel and associated infrastructure. A master landscape plan should be developed to comprehensively improve the aesthetics and public interpretation of the Project area.

7. Ensure Public Safety – The Project design must provide for the safety of visitors to the site, as well as the safety of maintenance personnel and operators of the Laguna Channel Pump Station.
8. Ensure Consistency with Existing Projects, Plans, Permits, Laws, and Policies – The Project must be consistent with existing Federal, State, and local permits, laws, policies, management plans, and other projects. These include, among others, the Tidewater Goby Management Plan, the City's General Plan and Local Coastal Plan, the Endangered Species Act, the Lower Mission Creek Flood Control Project, the Waterfront Sediment Management Plan, and the Cabrillo Bridge Replacement Project.



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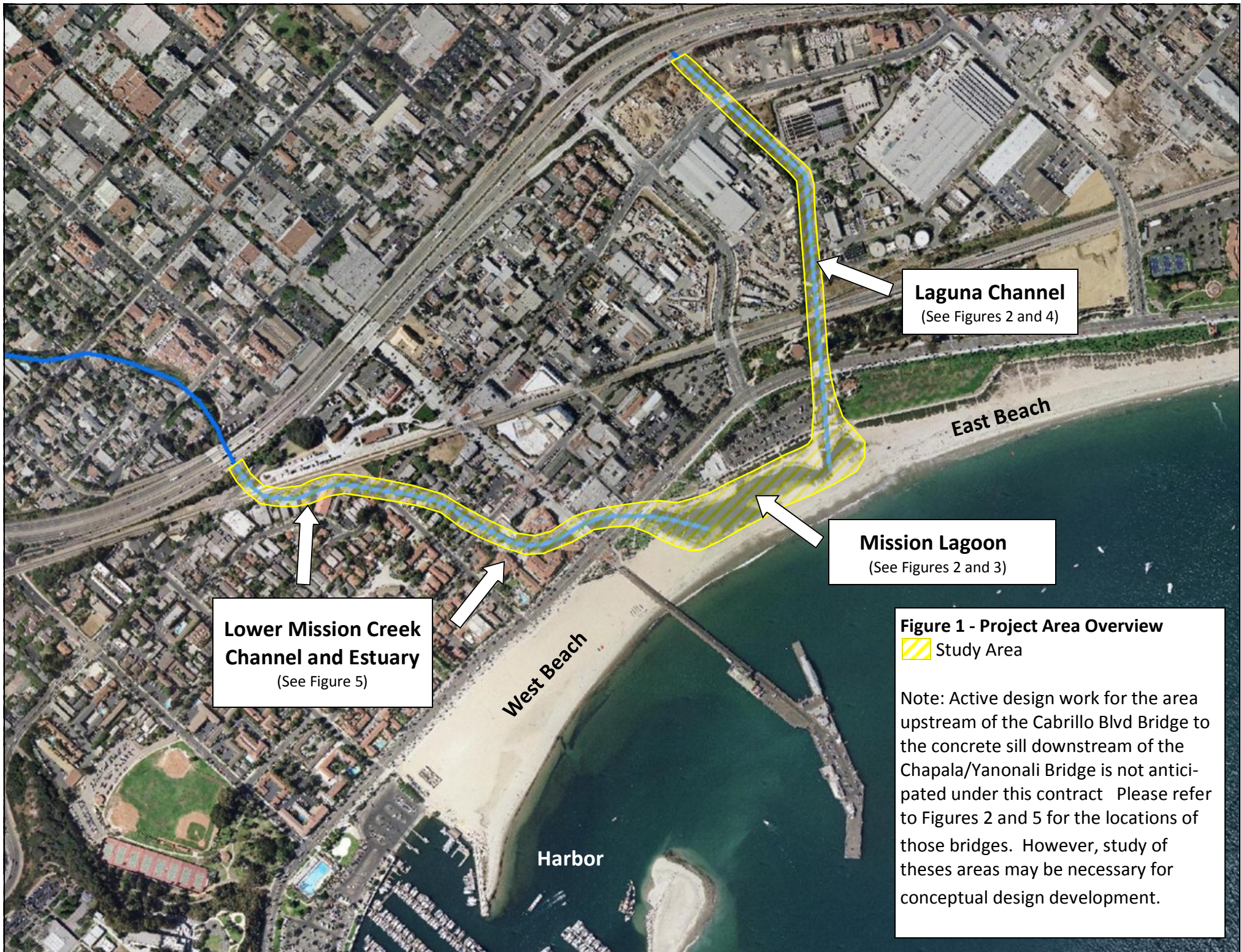
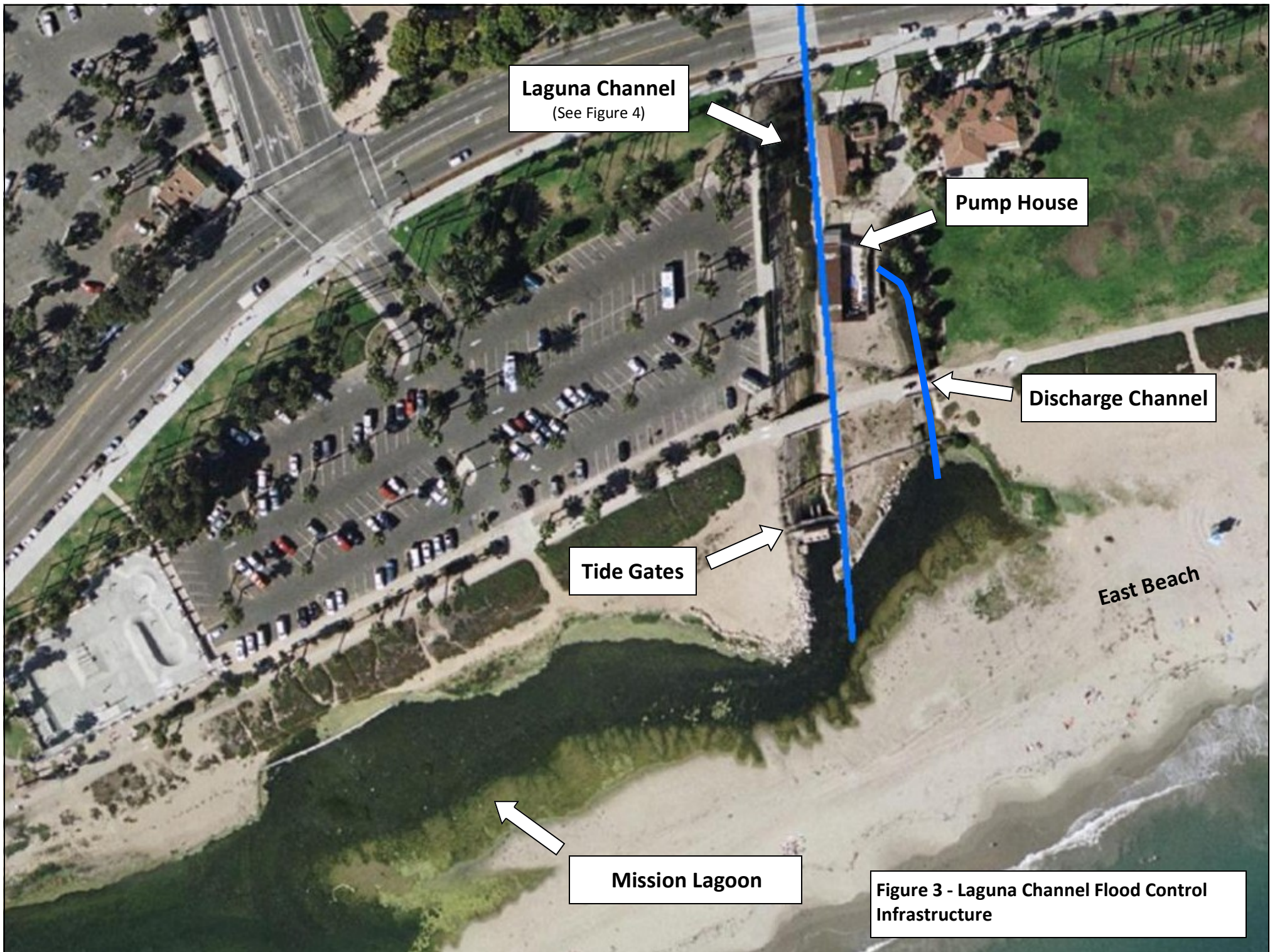


Figure 1 - Project Area Overview
Study Area

Note: Active design work for the area upstream of the Cabrillo Blvd Bridge to the concrete sill downstream of the Chapala/Yanonali Bridge is not anticipated under this contract. Please refer to Figures 2 and 5 for the locations of those bridges. However, study of these areas may be necessary for conceptual design development.





Laguna Channel
(See Figure 4)

Pump House

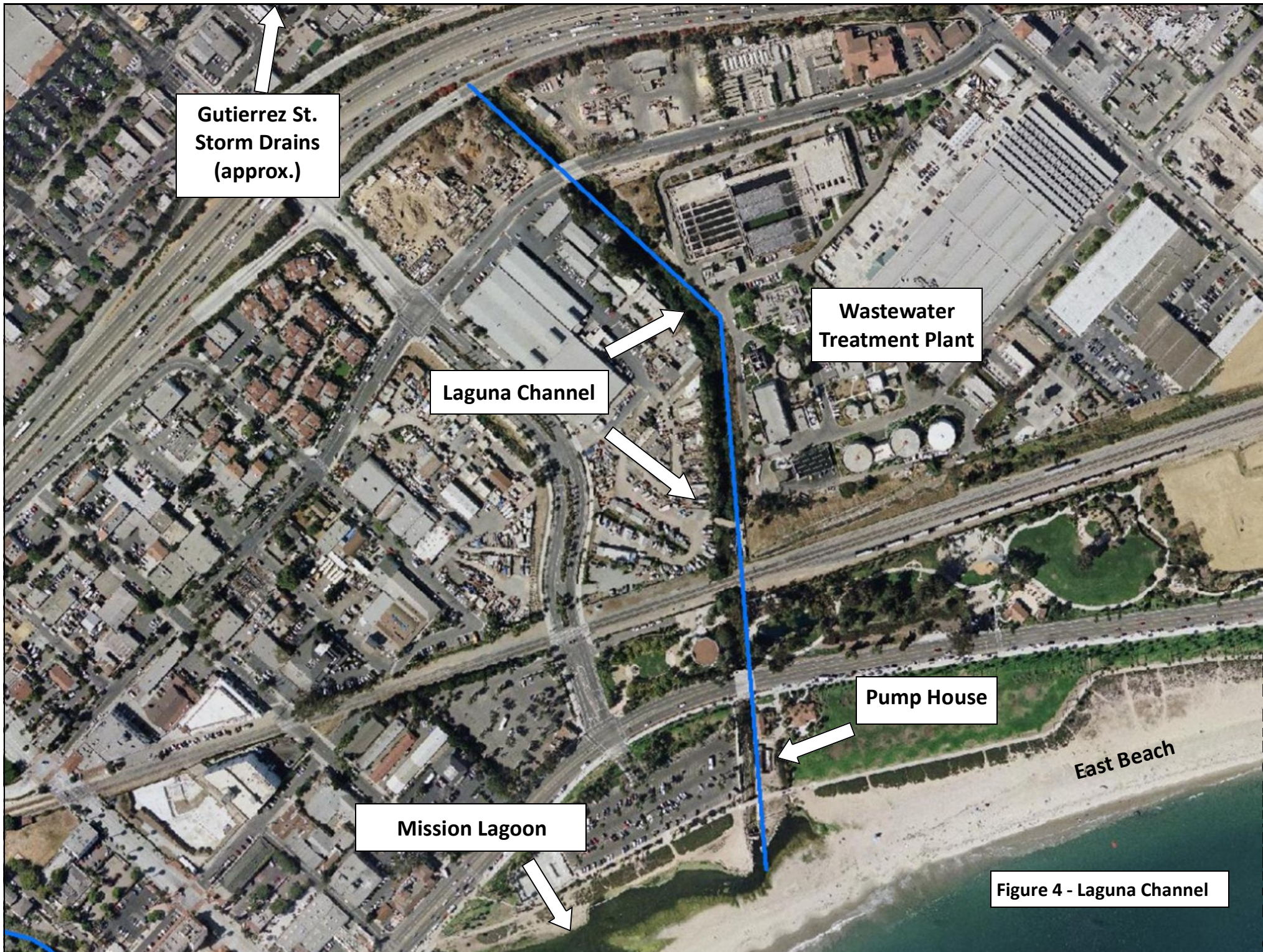
Discharge Channel

Tide Gates

Mission Lagoon

East Beach

Figure 3 - Laguna Channel Flood Control Infrastructure



Gutierrez St.
Storm Drains
(approx.)

Laguna Channel

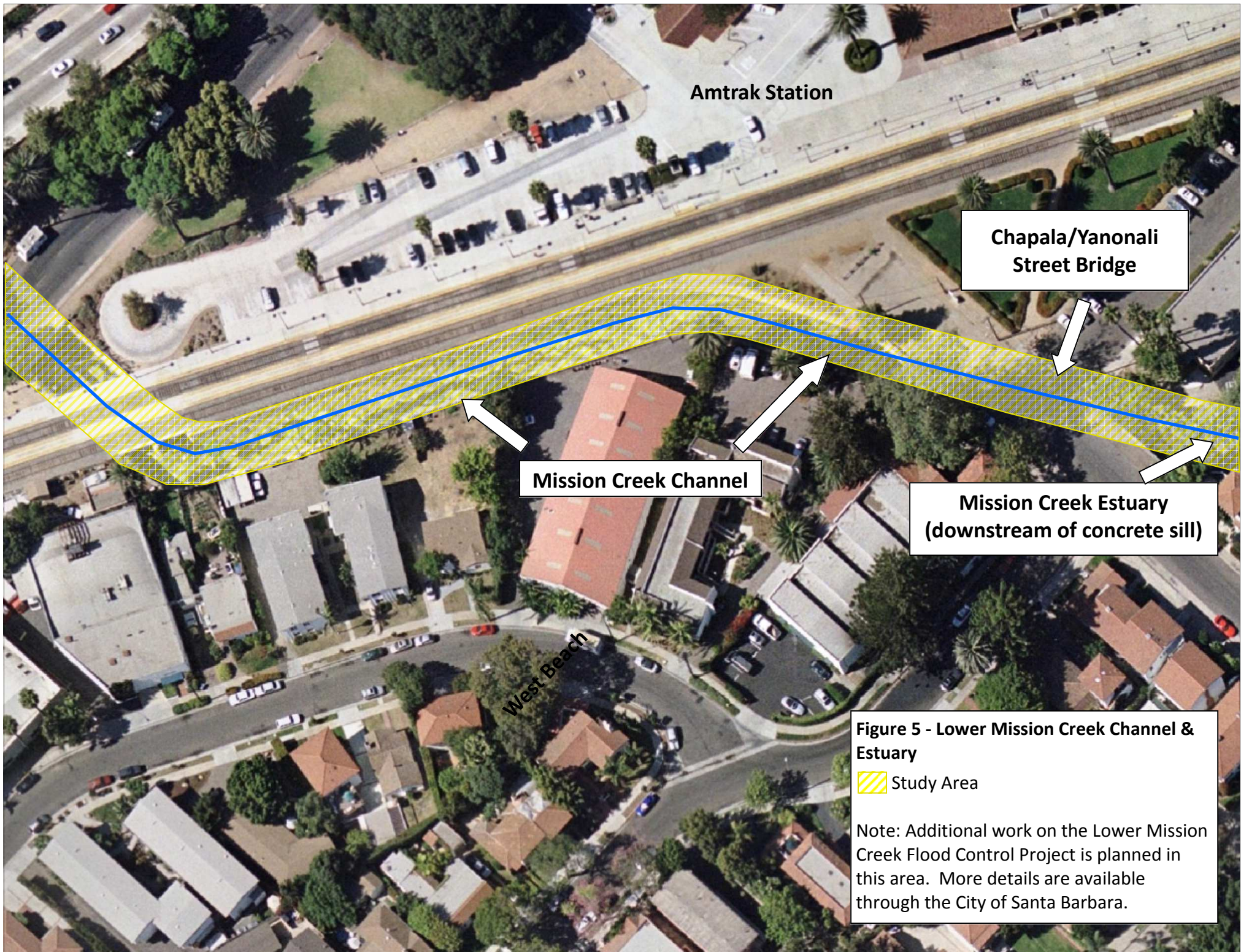
Wastewater
Treatment Plant

Pump House

Mission Lagoon

East Beach

Figure 4 - Laguna Channel



Amtrak Station


Chapala/Yanonali
Street Bridge

Mission Creek Channel

Mission Creek Estuary
(downstream of concrete sill)

West Beach

Figure 5 - Lower Mission Creek Channel & Estuary

 Study Area

Note: Additional work on the Lower Mission Creek Flood Control Project is planned in this area. More details are available through the City of Santa Barbara.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: City Attorney's Office

SUBJECT: Conference with Legal Counsel – Pending Litigation

RECOMMENDATION:

That Council hold a closed session to consider pending litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed.

The pending litigation is *Ruben Barajas and Pamela Barajas as trustees for the Ruben and Pamela Barajas Living Trust, v. City of Santa Barbara, Santa Barbara Superior Court Case No. 1383054*.

SCHEDULING: Duration, 15 minutes; anytime

REPORT: None anticipated

SUBMITTED BY: Stephen P. Wiley, City Attorney

APPROVED BY: City Administrator's Office



Agenda Item No. _____

File Code No. **440.05**

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 10, 2012

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: Conference With Labor Negotiator

RECOMMENDATION:

That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Kristy Schmidt, Employee Relations Manager, regarding negotiations with the General bargaining unit, the Supervisory bargaining unit, the Police Officers Association, and the Police Management Association, and regarding discussions with confidential employees and unrepresented management about salaries and fringe benefits.

SCHEDULING: Duration, 45 minutes; anytime

REPORT: None anticipated

PREPARED BY: Kristy Schmidt, Employee Relations Manager

SUBMITTED BY: Marcelo López, Assistant City Administrator

APPROVED BY: City Administrator's Office